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SOUTHCENTRAL SUBSISTENCE REGIONAL ADVISORY COUNCIL  
PUBLIC MEETING  
September 15, 1993  
Holiday Inn  
Anchorage, Alaska

COUNCIL MEMBERS PRESENT:

ROY S. EWAN, CHAIRMAN  
LEE C. BASNAR, VICE CHAIRMAN  
GARY P. KOMPKEFF, SECRETARY  
BENJAMIN E. ROMIG, MEMBER  
GARY V. OSKOLKOFF, MEMBER  
FRED JOHN, JR. MEMBER  
RALPH LOHSE, MEMBER

Helga Eakon, Coordinator

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P R O C E E D I N G S

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MS. EAKON: I'm going to go ahead and call the meeting to order.

4

For the record, my name is Helga Eakon, Coordinator for the Southcentral Alaska Subsistence Regional Advisory Council.

6

I will first do a quick roll call. Gary Kompkoff?

7

MR. KOMPKOFF: Here.

8

MS. EAKON: Fred John, Junior?

9

MR. JOHN: Here.

10

MS. EAKON: Lee Basnar?

11

MR. BASNAR: Here.

12

MS. EAKON: Roy Ewan?

13

MR. EWAN: Here.

14

MS. EAKON: Gary Oskolkoff?

15

MR. OSKOLKOFF: Here.

16

MS. EAKON: Ben Romig?

17

MR. ROMIG: Here.

18

MS. EAKON: Everyone is present.

19

MR. LOHSE: Except me.

20

MS. EAKON: And Ralph Lohse. I'm sorry.

21

MR. LOHSE: Here.

22

MS. EAKON: Our first order of business of the day is election of officers. We're going to first elect a Chair and after the Chair is elected, the person will take over

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after which we will elect a vice chair and a secretary.

2 As chair pro tem, I will now open the floor for  
nominations for the office of Chair. Fred John?

4 MS. EAKON: Roy Ewan has been nominated.

5 MR. JOHN: I'd like to nominate Roy Ewan.

6 MR. ROMIG: I'll second. Do you have to  
second?

8 MS. EAKON: No. Any other nominations for the  
office of Chair?

10 MR. OSKOLKOFF: I move to close nominations.

11 MR. LOHSE: I'll second the motion.

12 MS. EAKON: Gary Oskolkoff has moved to close  
nominations. Is there a second?

14 MR. LOHSE: I'll second.

15 MS. EAKON: Ralph Lohse seconds. All those in  
favor, signify by saying "Aye"?

17 ALL: Aye.

18 MS. EAKON: Any opposed, say -- say no? The  
motion passes unanimously.

20 I guess, Roy Ewan, you have been elected Chair by  
unanimous, as there are no other nominations.

22 MR. EWAN: Okay. Thank you, very much.

23 MS. EAKON: Please come here and take over.

24 MR. EWAN: Don't you want to finish the -- do

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we have .....?

2 MR. OSKOLKOFF: No, you have to do it.

3 MS. EAKON: No.

4 MR. EWAN: I have to do it myself.

5 MS. EAKON: Yes.

6 MR. OSKOLKOFF: Time to go to work.

7 MR. EWAN: Do you want me to move over there?

8 MS. EAKON: Yes, this will be good.

9 MR. OSKOLKOFF: Congratulations, Roy.

10 MR. EWAN: Thank you.

11 Well, for those of you who don't know me, I'm Roy Ewan.

12 I'm from the Copper River area. I'm president of Ahtna,  
13 incorporated, a native corporation, and have been very active  
14 in native affairs, subsistence hunted practically all my life.  
15 I grew up in the Copper River Basin. Give a little background  
16 of myself here. So, most of my family -- I lived all my life  
17 over there. Most of my family live over in that area.

18 I guess we'll continue the nominations. I don't know  
19 which positions we're .....

20 MS. EAKON: Vice chair.

21 MR. EWAN: Vice chair? Good. The floor is  
22 open for nomination of vice chair.

23 MR. LOHSE: I'd like to nominate Lee Basnar.

24 MR. EWAN: Lee Basnar has been nominated. Any

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other nominations?

2 MR. KOMPCKOFF: Move to close nominations.

3 MR. EWAN: It's .....

4 MR. ROMIG: Second.

5 MR. EWAN: Okay. All in favor of closing  
nominations, say "Aye"?

7 ALL: Aye.

8 MR. EWAN: Opposed by the same sign? The  
motion's carried.

10 We have another .....

11 MS. EAKON: Secretary.

12 MR. EWAN: ..... officer to elect. That's  
secretary of the board -- of the Council. And the nominations  
are now open for secretary.

15 MR. KOMPCKOFF: I nominate Fred John.

16 MR. JOHN: I decline.

17 MR. EWAN: Fred declines. Is there other  
nominations?

19 MR. LOHSE: I'll nominate Gary.

20 MR. EWAN: Nominate Gary Oskolkoff?

21 MR. LOHSE: Oskolkoff.

22 MR. OSKOLKOFF: I'll decline.

23 MR. EWAN: You decline? Okay. Nominations are  
still open for secretary of the Council.

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1           Let me explain that. We talked about this position the  
2 other day. This will be just an office. The secretarial work  
3 will be done pretty much by the coordinator, and we have a  
4 court reporter over there taking verbatim, I guess you can call  
5 them, of this -- of this meeting, just the proceedings all will  
6 be recorded over there. I don't know what you would call them.  
7 They're not the minutes. She will summarize the proceedings  
8 here of the meeting, summarize the actions and everything. And  
9 then the minutes will be mailed to the Council members, and we  
10 will make comments on them, or additions, correct them, and  
11 then they will be approved by I guess the Chair. Signed by the  
12 Chair. And that's how the minutes will be taken.

13           So it really is not that difficult a duty, the  
14 secretary duty. I just want to explain that, because I don't  
15 want you to be afraid to run for that.

16           MR. KOMPCKOFF: Now that we've cleared that up,  
17 I'd like to nominate Ralph Lohse.

18           MR. LOHSE: I've only got one-year appointment.  
19 As a one-year appointment, I think you should get somebody  
20 that can continue down into the future. From that standpoint,  
21 I think you can pick a better person.

22           MR. EWAN: You're declining?

23           MR. LOHSE: I'll decline it.

24           MR. EWAN: Well, that only leaves one or two

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left then. One left.

2 MR. OSKOLKOFF: I'll nominate Gary Kompkoff.

3 MR. EWAN: Gary?

4 MR. KOMPCKOFF: I'll accept that I guess.

5 MR. EWAN: Any other nominations?

6 MR. JOHN: Move that nominations close.

7 MR. BASNAR: Second.

8 MR. EWAN: There's a motion and second to close  
the nominations. All in favor say "Aye"?

10 ALL: Aye.

11 MR. EWAN: Opposed by the same sign? The  
motion's carried. Nominations closed.

13 Any other office to .....?

14 MS. EAKON: No, that's it.

15 MR. EWAN: Okay. Do you want me to begin the  
meeting according to the agenda?

17 MS. EAKON: Yes. Or maybe you can ask if any  
of the Council members want to add anything to the agenda for  
the day.

20 MR. EWAN: Okay. The first order of business I  
guess would be a review of your agenda, your proposed agenda  
that's in your packet. But I think what .....

23 Do you want to maybe have everybody to do it again to  
the audience?

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1 MS. EAKON: Yes.

2 MR. EWAN: Okay. I'd like to take a moment  
right now and have the Council members introduce themselves,  
beginning with Gary over here, your village or community you're  
from and so on.

6 MR. KOMPKOFF: My name is Gary Kompkoff. I'm  
from the village of Tatitlek in Prince William Sound.

8 MR. JOHN: My name is Fred John, Junior. I'm  
from the village of Mentasta.

10 MR. BASNAR: Lee Basnar, Cantwell area.

11 MR. LOHSE: Ralph Lohse, Cordova.

12 MR. OSKOLKOFF: Gary Oskolkoff from Ninilchik.

13 MR. ROMIG: I'm Ben Romig from the Cooper  
Landing community.

15 MR. EWAN: Do you want to introduce staff  
members, Helga? I'll let Helga here introduce herself and --  
oh, you already did, didn't you?

18 MS. EAKON: Yeah. I could do it again for the  
record.

20 MR. EWAN: Right.

21 MS. EAKON: Yes, my name is Helga Eakon. I'm  
the coordinator.

23 As a matter of courtesy, I would like to introduce any  
of the staff members who are present. Mr. Norm House from the  
25

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Forest Service.

2 MR. EWAN: How about Bill?

3 MS. EAKON: And then Bill Knauer who works for  
the Federal Subsistence Management Program. And I guess  
acknowledge the presence of Rod Kuhn, also from Forest Service.

6 MR. EWAN: Okay. We're back to the agenda.  
This is going to be our first meeting. I guess it's new to all  
of us, and we'll just do the best we can today with the help of  
the people that are here, the staff members that are here to  
assist us.

11 We have a proposed agenda in your packet. If you want  
to add anything else, the floor is now open for that. Lee?

13 MR. BASNAR: Mr. Chairman, I think we need to  
discuss the Denali Southside Development Plan, and determine  
the impact on the subsistence activities in the -- particularly  
the Cantwell area if the plan moves forward as proposed. And  
the reason I think we need to discuss it today is because I  
think the 17th of September is the closing date for public  
comment on the plan. I'd like to add that to the agenda.

20 MR. EWAN: Okay. Is there a place, any  
suggested place to .....?

22 MS. EAKON: Right after -- the discussion on  
the draft operations manual is going to be very brief and that  
will .....

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1 MR. EWAN: That would be on the second day,  
2 tomorrow, right?

3 MS. EAKON: Yes.

4 MR. EWAN: Uh-huh.

5 MS. EAKON: The morning session, right after  
6 discussion of the operations manual.

7 MR. EWAN: All right. There isn't a second  
8 day.

9 MS. EAKON: That's called the Denali National  
10 Park Management Plan?

11 MR. BASNAR: It's the -- the official title I  
12 think is Southside Development Plan.

13 MS. EAKON: Okay.

14 MR. BASNAR: Anybody here from Park Service?

15 MR. EWAN: Okay. Anything else? Fred?

16 MR. JOHN: Well, I'd like to put in there the  
17 appointment of the -- appointment of members to Denali and the  
18 St. Elias -- appoint .....

19 MR. EWAN: Okay. The national parks .....?

20 MR. JOHN: What we're -- yeah. Uh-huh.

21 MR. EWAN: Appointment for the Denali and for  
22 the Wrangell/St. Elias National Park.

23 MR. OSKOLKOFF: Could we add to that a short  
24 discussion, not necessarily an appointment, but a short  
25

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discussion on the Lake Clark area, the possibility of .....?

2 MR. EWAN: Is there any objection to  
that, .....

4 MR. JOHN: No.

5 MR. EWAN: ..... adding a short discussion on  
Lake Clark at the same time? Where would this go? Where  
would .....?

8 MS. EAKON: Right with the Southside.

9 MR. EWAN: That same .....?

10 MS. EAKON: The appointment of the Subsistence  
Resource Commissions, Denali, Wrangell/St. Elias, plus  
discussion on Lake Clark.

13 MR. EWAN: Okay. Anything else? Lee?

14 MR. BASNAR: We mentioned yesterday the Tetlin/  
Northway resident zone problem.

16 MR. EWAN: Okay.

17 MR. BASNAR: And if we could include that in  
the agenda for at least discussion to see where we want to go  
with it, if anywhere.

20 MR. EWAN: Could I add Northway to that?

21 MR. OSKOLKOFF: Uh-huh.

22 MR. JOHN: Yes.

23 MR. EWAN: Tetlin and Northway?

24 MR. BASNAR: Yeah, I thought I said Northway,

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but I meant to.

2 MR. EWAN: Okay. Any objection to putting this  
on the agenda? Okay. We'll put that -- we'll add that  
following the Denali and Wrangell/St. Elias appointment, board,  
commission thing.

6 Anything else?

7 MS. EAKON: I would like to add for the benefit  
of the Council members and those present, our -- those present,  
our procedure for people who wish to offer public testimony,  
but before I do that, I notice that Mr. Ron McCoy, who is  
interim chair for the Federal Subsistence Board has just walked  
in. May I suggest that the Council members introduce  
yourselves to Mr. McCoy, the gentleman in the blue suit who  
just came in. Could you just stand so the .....

15 MR. MCCOY: Good morning. I didn't mean to  
interrupt your meeting. I just wanted to come by and see how  
things are going, wish you well, and looking forward to working  
with you over these up-coming months on our proposals. Thank  
you very much.

20 MR. EWAN: Good morning, Ron. My name is Roy  
Ewan. I don't know, I think you probably could go around again  
and .....

23 MR. KOMPKOFF: My name is Gary Kompkoff. I'm  
from Tatitlek.

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1 MR. McCOY: Nice to meet you.

2 MR. JOHN: I'm Fred John, Junior, from  
3 Mentasta.

4 MR. BASNAR: Lee Basnar, Cantwell.

5 MR. McCOY: Howdy.

6 MR. LOHSE: Ralph Lohse, Cordova.

7 MR. OSKOLKOFF: Gary Oskolkoff from Ninilchik.

8 MR. ROMIG: Ben Romig from Cooper Landing.

9 MR. McCOY: Thank you very much. I wish you  
10 well.

11 MR. EWAN: Thank you. Helga, you were  
12 saying .....

13 MS. EAKON: Yes.

14 MR. EWAN: ..... something about the .....?

15 MS. EAKON: Our procedure for those people who  
16 wish to offer public testimony, we have a member of our staff  
17 Moses Durks, could you please brief- -- quickly rise? --  
18 from our staff, who will be assisting people. We have a form  
19 that the person should fill out, and Moses will bring it up as  
20 people wish to testify. We already have one.

21 MR. EWAN: He would be collecting them?

22 MS. EAKON: Yes. And for the record, we  
23 already have one person who wishes to offer public testimony.

24 MR. EWAN: Okay. You want discussion on how we

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would proceed with the hearing, or the -- is that what you want? Did you call a hearing, or .....?

3 MS. EAKON: Yeah. We had tentatively said we  
4 could open it up at 1:00 o'clock for the public comment period.  
5 Is that -- is that how you wish to proceed?

6 MR. EWAN: I'm open for comments here.

7 MR. BASNAR: The individual that wants to  
8 testify, is he here now? He or she. And do they have a time  
9 constraint, so that we don't keep them hanging until later?

10 MS. EAKON: The person, the individual is here.  
11 Ms. Stickwan, do you -- would you have any objections to  
12 waiting until one, or would you prefer to present your  
13 testimony this morning?

14 MS. STICKWAN: I can wait.

15 MS. EAKON: She says she could wait.

16 MR. EWAN: So we'll keep this schedule of 1:00  
17 pm. Is that -- is there any objection to that?

18 I think what Helga wants to get at I guess is the time  
19 you want to allow the people that want to comment here. We  
20 talked a little bit about it the other day. We should set a  
21 time limit on it and so forth.

22 MR. LOHSE: Roy, why don't we wait until this  
23 afternoon when we're going to do that and see how many people  
24 have signed up to, and then we can kind of make some decisions  
25

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on time and -- you know, before everybody starts testifying,  
because we might have a whole lot of people to fit into a small  
time, or we might just have a few people, and we can allow them  
a little bit more time.

5 MR. EWAN: Fine with me. We can do that. I  
guess -- is that clear how the -- how it's going to be done  
then? Moses, I guess in the back there, is going to take the  
names of people that want to testify, and we'll get the names  
up here, is that correct? And we'll -- so we'll know as we go  
along.

11 What else? Anything else on the agenda? Additions?  
Then I'll entertain a motion to adopt this -- I mean, the  
agenda.

14 MR. LOHSE: I'll so move.

15 MR. EWAN: There's a motion to adopt the  
agenda, is there a second?

17 MR. KOMPКОFF: Second.

18 MR. EWAN: Motion and second. All in favor say  
"Aye"?

20 ALL: Aye.

21 MR. EWAN: Opposed by the same sign? The  
motion is carried.

23 Okay. We'll go on down to the -- we did the  
introduction. What's this? Draft Federal Subsistence Regional  
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Advisory Council Operations Manual? Who wants to do that?

MS. EAKON: Introduction of the Council charter would be next.

MR. EWAN: Okay. We'll go down to the next item, introduction of Council charter.

MS. EAKON: Yeah, I can do that.

MR. EWAN: Okay. Helga?

MS. EAKON: This morning I passed out in front of you a copy of the charter for this Council. For those of you in the back who would like a copy to look at while the Council is talking about it, I do have some extra copies here.

How do you want to do this? Go over all the points?

MR. EWAN: If it doesn't take too long, go ahead. Is there an objection of -- have you all read the handout? Is that sufficient? I mean, we don't need no explanation about anything, do we? Our duties? Are there any questions on it? Maybe we could .....?

MR. OSKOLKOFF: Mr. Chairman?

MR. EWAN: Yes?

MR. OSKOLKOFF: I just had one question relating to the subject I was discussing yesterday, which is number of meetings and how we go about calling meetings. Under number .....

MR. EWAN: Which item is it, Gary? Which item

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is it?

2 MR. OSKOLKOFF: Item eight.

3 MR. EWAN: Eight.

4 MR. OSKOLKOFF: Meetings.

5 MR. EWAN: Okay.

6 MR. OSKOLKOFF: It says the Federal Subsistence Board -- or let's see. To call a meeting. "The Council shall meet at least twice each year at the call of the Council, Council Chair, Federal Subsistence Board Chair, or designated Federal official, with the advance approval of the Federal Subsistence Board Chair or the designated Federal officer, who shall also approve the agenda."

13 Is that in fact correct, to use the term "or" rather than "and" on that last "or"? The second line up.

15 MR. EWAN: Helga?

16 MR. OSKOLKOFF: I understood yesterday it would require your concurrence?

18 MS. EAKON: Yes, because I am the designated federal officer under the Federal Advisory Committee Act.

20 MR. OSKOLKOFF: So it will require your approval .....

22 MS. EAKON: Yes.

23 MR. OSKOLKOFF: ..... along with the Federal Subsistence Board Chair's?

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1 MS. EAKON: Or.

2 MR. EWAN: Or. It says "or," .....

3 MS. EAKON: It says "or".

4 MR. EWAN: ..... which -- either one.

5 MR. OSKOLKOFF: Well, that's why I'm curious.

6 I understood you -- that it would take both yesterday from some  
discussion we had, and today I see it says "or," which .....

8 MS. EAKON: Well, it was my understanding that  
9 it is or. Would you agree, Bill?

10 MR. KNAUER: The Federal Advisory Committee Act  
11 just specifies the designated federal officer is the approving  
12 official. But recognizing the hierarchy, we work both for the  
13 Fish and Wildlife Service and for the Federal Subsistence  
14 Board, which does have a chair. So it's sort of like saying  
15 that, yes, we approve it, but we've got to have the approval of  
16 the supervisor also. So .....

17 MR. EWAN: Ralph?

18 MR. LOHSE: Basically doesn't it say that the  
19 supervisor can tell the employee that we're going to have a  
20 meeting? I mean, .....

21 MR. KNAUER: Yes.

22 MR. LOHSE: So, I mean, if the boss calls the  
23 meeting, the person who's working under him will approve it.  
24 But the person under him can call a meeting on her own without

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him telling her to call a meeting, so that's why it's "or".

2 MR. KNAUER: Uh-huh.

3 MR. OSKOLKOFF: Thank you. I just wanted to  
clear that up for -- I know we're going to be relatively  
disbursed probably immediately prior to calling a meeting, and  
I wanted to make certain it was -- it was understood, so we  
could get -- could accomplish that relatively quickly. Thank  
you.

9 MR. EWAN: Any other discussion on the charter?

10 Could somebody -- I see this thing about the operating  
costs and so on in there. Could somebody talk about that?

12 MS. EAKON: Bill Knauer handles that. Could  
you please address that, Bill? Item number seven, estimated  
operating costs?

15 MR. KNAUER: Yes, Mr. Chair. Much of the  
charter is -- the format is specified in departmental manuals,  
and one of the things is an estimate of operating costs, and  
that was derived from what it would cost to have two meetings  
per year plus the cost of the salary for a coordinator and  
associated administrative costs. It is merely an estimate that  
appears in here. It does not bind the Federal government, and  
that is merely for accounting purposes.

23 MR. EWAN: Okay. Any other questions or  
comments on the charter?

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1 MR. OSKOLKOFF: Just -- go ahead. I just had  
one comment with regards to removal of members. It says if  
they -- which is on the last page, and this is only for the  
purpose of comment. "If a Council member appointed under  
paragraph nine misses three consecutive regularly scheduled  
meetings, the Chair of the Federal Subsistence Board may  
recommend that the Secretary of Interior with the concurrence  
of the Secretary of Agriculture remove that individual."

9 I would -- I would just suggest to any members that if  
they feel that they can't make the meetings for whatever reason  
that they please notify the chairman so that we can -- we're  
able to conduct business by having a quorum after that.  
Because what it means to me when it says "three consecutive  
regularly scheduled meetings," is that it would take  
approximately two years for this to actually occur, so -- I  
think that, you know, two years without representation of a  
specific area would be just too far to go. So I would just ask  
that if anybody feels that they may miss or are not able to  
perform their duties that they please notify the Chair as soon  
as possible so we can have a quorum.

21 MR. EWAN: Okay. Thank you. Any other  
comments on the charter? Bill?

23 MR. KNAUER: Yes, Mr. Chair, I would like to  
point out one thing on the first page, number three, that the  
25

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charter is for two years and it's -- they are set to expire on December 2nd of the two-year anniversary of the authorizing act, which in this case is ANILCA, so that would be -- since it was passed in 1980, the charters would always expire on December 2nd of even numbered years. And the two-year requirement is part of the requirements of the Federal Advisory Committee Act.

8           So every two years we will be going through a rechartering -- a renewal process. And early on in the early numbered years, we will be querying the Council as to their recommendations for some things that they might wish to see modified in the charters. That's just to alert you to that process.

14                   MR. EWAN: I do have a question. Okay. Every two years there will be a rechartering, is that what you said? Could you tell me how that's accomplished?

17                   MR. KNAUER: The -- there are in fact ten charters. There's one for each regional council. The charters are approved by the Secretary of the Interior.

20           They are put together based on a somewhat standard format, but there are some things that are flexible in them. And, for example, one might be the number of members, the terms of office. There are some things that are flexible in here.

24           And when it comes time for us to start this process, we

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would request that this Council review the charter, and make any recommendations for modification. The regional coordinator will also be making recommendations for modification. Those recommendations will go to the Federal Subsistence Board, who will direct staff to prepare a charter renewal package to be sent to the Secretary for approval.

7           And it -- the process will probably start about nine months prior to the actual expiration date. That's to give the Council adequate time to contemplate any changes, and to provide time for the Board and the staff to complete their review and document preparation.

12                   MR. EWAN: Thank you. Any other comment or questions about the charter? If not, we'll move along then.

14           The draft Federal Subsistence Regional Advisory Council Operations Manual.

16                   MS. EAKON: That again will be taken up by Bill Knauer.

18                   MR. EWAN: Bill?

19                   MR. KNAUER: Thank you, Mr. Chair. The documents that govern the operation of the regional councils are four. Certainly the ANILCA, especially Title Eight; the implementing regulations found in 50 CFR and 36 CFR; also then this charter; and the fourth document will be an operations manual, which will be approved by the Federal Subsistence

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Board. And that document is currently under preparation right now. When we do have a draft that we feel is in a presentable state, this Council and each other council will receive a copy of that for their review and an opportunity to comment. We'll take a look at those comments and then we will make the necessary modifications and submit it to the Federal Board for approval. And that will become part of the operating guidelines.

9 And it will contain such things as the specific duties of the officers, the procedures, voting procedures, what is a quorum, discussion relative to FACA, some additional detail for you. It will outline more the relationships of the coordinator. It will talk about some of the deadlines that have to be -- that should be met for replacement of council members, for preparing annual reports, both FACA annual reports and the ANILCA annual report.

17 And we hope to have that in a state ready for your review in the next few months.

19 MR. EWAN: Okay. Any questions about the manual? Ralph, did you have any .....?

21 MR. LOHSE: No.

22 MR. EWAN: Okay. We'll move on down to -- oh, we're ready to go to Denali South Development. Denali -- is that all right?

25

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1 MS. EAKON: Southside Development Plan. I  
guess we'll go ahead and call it that.

3 MR. BASNAR: Mr. Chair, do we have Park Service  
representation?

5 MR. WELLS: No. Hollis is not here, Lee,  
but .....

7 MR. BASNAR: Could we get a copy of this  
proposed plan so that -- obviously each Council member won't  
have time to study that entire document. It's about that  
thick.

11 MR. EWAN: It was in the News this morning.

12 MR. BASNAR: But the map would be the main  
thing, if we could get a copy of that early on here?

14 MR. WELLS: Yeah, I'll make a call right now.

15 MR. BASNAR: Thank you.

16 MR. EWAN: Is there any objection to having a  
little short break so we can get some stuff here? Okay.  
Hearing no objection, we'll take, what, about a five-minute  
break?

20 (Off record)

21 (On record)

22 MR. EWAN: I guess we should call the meeting  
back to order.

24 Is there any objection to going down to the next item,  
25

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the Denali and Wrangell/St. Elias Park Advisory Commission  
appointment?

3 MR. LOHSE: I make a motion we move to that  
item.

5 MR. EWAN: Okay. There's a motion that we --  
that does not mean that we're going to take the Denali  
Southside Development off the agenda, we're just going to take  
it out of order, take the next item, and we'll come back to the  
9- after we -- when the people get here that have the  
information that we want.

11 There's a motion. Is there a second to take the next  
item down?

13 MR. BASNAR: Second.

14 MR. EWAN: The motion is seconded. All in  
favor say "Aye"?

16 ALL: Aye.

17 MR. EWAN: Opposed by the same sign? Okay.

18 The next item will be Denali. We'll take them one at a  
time. Denali National Park Advisory I guess Commission, is  
that what the title is?

21 MS. EAKON: Subsistence Resource Commission.

22 MR. KNAUER: Subsistence .....

23 MR. EWAN: Subsistence Commissioner?

24 MR. KNAUER: ..... Resource Commission.

25

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1 MR. EWAN: Yeah. Commission. Okay. Position.  
2 Any recommendation for Denali Park? We are allowed two, is  
3 that correct? Two .....

4 MS. EAKON: Yes.

5 MR. EWAN: Ralph? Yeah.

6 MR. LOHSE: Roy, if I read -- if I read that  
7 right, the -- we're supposed to pick somebody who's actually in  
8 that area, too. Somebody -- if I remember reading the  
9 directions, it should be somebody who's a resident. And we're  
10 just making a recommendation of somebody anyhow. We're not  
11 actually .....

12 MR. EWAN: No, we actually appoint.

13 MR. LOHSE: We actually do appoint them?

14 MR. EWAN: Uh-huh. Uh-huh.

15 MR. LOHSE: Okay. Well, the only one I .....

16 MR. EWAN: Could somebody help us here? What's  
17 the requirement? Or what the .....

18 MR. BASNAR: I can speak to that.

19 MR. EWAN: Go ahead, Lee, do you have .....

20 MR. BASNAR: Yeah, the requirement is that the  
21 person be a member of a local advisory committee, or a  
22 subsistence regional council, and be a subsistence user in the  
23 park in which we're making the appointment. So to begin with,  
24 if a person is -- he may be knowledgeable and he may be a

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subsistence user in the park, but if he's not a member of the local advisory committee, or a member of this Council here, then he would not be eligible to be appointed. Now, the Governor appoints three, and he can appoint anybody he wants to; the Secretary of the Interior appoints three, and he can appoint anyone he wants to; but we are restricted, once again to reiterate, to a member of an advisory committee local to the area, or a member of this Council, and they must be a user of the subsistence resources in that particular park.

10 MR. EWAN: Could I ask one question before we proceed here? And that is, does anybody have a list of the local advisory council or whatever, board?

13 MR. WELLS: Roy, they should be on your tables.  
14 I know Clarence got those yesterday.

15 MR. KNAUER: That was a list of the current members, but not a list of the local advisory committee people.

17 MR. WELLS: Yeah, there was a .....

18 MR. BASNAR: He had a list of the Denali one yesterday, and I don't have it, but he showed it to me yesterday.

21 MR. WELLS: Here's the .....

22 MR. BASNAR: And he had one for Wrangell/  
23 St. Elias also.

24 MR. EWAN: Yeah, could we have whatever

25

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information you have on that, because we .....

2 MR. WELLS: Yeah.

3 MR. EWAN: ..... I don't know who's on the  
4 advisory committee.

5 MR. WELLS: Here's the Copper Basin Local  
6 Advisory Committee, and there should be a list of .....

7 MR. EWAN: Why don't you just read them off so  
8 they'll know -- for everybody?

9 MR. WELLS: Yeah, the Copper Basin Local  
10 Advisory Committee is --- well, Walter Charlie passed away.  
11 Don Horrell, Chuck McMahan,, Lorraine Radigan, Ruth  
12 Runyan, .....

13 MR. EWAN: Oh, too slow (sic) -- he's writing  
14 them down.

15 MR. WELLS: Oh, I'm sorry.

16 MR. EWAN: I mean, too fast.

17 MR. WELLS: Don Horrell, H-o-r-r-e-l-l. Chuck  
18 McMahan, capital M-c-capital M-a-h-a-n. Lorraine Radigan, R-a-  
19 d-i-g-a-n. Ruth Runyan, R-u-n-y-a-n. Scott Strauss, S-t-r-a-  
20 u-s-s. And Les Sutherland. There's Fred Williams.

21 MR. SUMMERS: I've got a list of the .....

22 MR. WELLS: And Nathan Woodcock.

23 MR. SUMMERS: ..... names of the people on the  
24 advisory committee.

25

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1 MR. OSKOLKOFF: Thank you.

2 MR. KNAUER: This is the Copper Basin?

3 MR. WELLS: Yes. Now, Clarence, do you have  
4 the Denali?

5 MR. SUMMERS: Yeah, I do. I have a copy of  
6 both.

7 MR. EWAN: Okay. Now that we have this other,  
8 we need -- the one we really need is the Denali, then we'll  
9 proceed. At least we'll know -- Ralph?

10 MR. LOHSE: Well, I know we have to appoint two  
11 to Denali, and it sure would be nice to have one off of this  
12 Council, and I think we only have one person here that does  
13 subsistence in Denali. Does anybody other than Lee do  
14 subsistence in Denali? Fred, do you -- or do you -- you're  
15 pretty much Wrangell, aren't you?

16 MR. JOHN: Yes.

17 MR. LOHSE: I just -- as a Council, I'd like to  
18 nominate Lee Basnar for one of our representatives so that as a  
19 Council we've got representation on the Denali one.

20 MR. EWAN: Oh, well. (Chain saw outside  
21 window) I guess this is the process we're going to use. I  
22 guess we'll just nominate. Is there a second to this  
23 nomination?

24 MR. KOMPCKOFF: I'll second.

25

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1 MR. EWAN: Okay. How would you want to do  
this? Any discussion on it? You know, I don't know the  
process here for this.

4 MR. BASNAR: I have a -- Mr. Chairman, I have a  
question, if we can be heard over the chain saw. When it's a  
6- what is the length of the appointment, and what would the  
starting date be? Since the old appointments have  
lapsed, .....

9 MR. EWAN: Well, Clarence here can  
probably .....

11 MR. SUMMERS: Sure, I can help you with the  
appointment information.

13 MR. BASNAR: Okay.

14 MR. SUMMERS: I'll just give it to you as an  
expert (ph).

16 Each commission member serves for a three-year period.  
17 And that appointment date will be -- if you decide on this  
18 day as a Council, it's based on the -- I think the -- I think  
19 the letter that notifies the Council member. If you identify a  
20 date when this action was taken, it's based on that period of  
time for a three-year period.

22 MR. BASNAR: Well, the reason I asked the  
question is because I know they have staggered appointments.  
24 Initially they were staggered so that everyone doesn't fall off  
25

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at the same time, and I wondered how our appointment would dovetail with the Governor and the Secretary and .....

3 MR. SUMMERS: The member serves at the pleasure of the appointing source, and so at any point in time, the appointing source could take action to replace an individual or to make a new appointment.

7 MR. BASNAR: Okay.

8 MR. SUMMERS: Realizing that the current members were appointed under the old state program authority that's now defunct, .....

11 MR. OSKOLKOFF: Sure.

12 MR. SUMMERS: It's a situation where when you as the new federal regional council, Southcentral Advisory Council, take action to make these new appointments, they'll serve for a three-year period beginning on the date of notice, the date that you identify .....

17 MR. BASNAR: Okay.

18 MR. SUMMERS: ..... in your letter. If that answers your question? Okay.

20 MR. EWAN: Okay. We haven't gone through the process here. We're just going to nominate and just vote on it, is that -- is there objection -- the procedure I'm talking about rather just -- just go ahead and we'll vote on it, is that -- is there -- are you ready to vote on the nomination of  
25

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1 I see Basnar to the Denali National Park -- I keep forgetting the  
2 name of the position there. It's Subsistence .....

3 MS. EAKON: Subsistence Resource Commission.

4 MR. EWAN: Subsistence Resource Commission.

5 All in favor of nominating or recommending Mr. Basnar say  
6 "Aye"?

7 ALL: Aye.

8 MR. EWAN: Opposed by the same sign? Okay.  
9 Motion's carried. You'll be one of our recommendations.

10 MR. BASNAR: Thank you.

11 MR. EWAN: Are there any other -- Ralph?

12 MR. LOHSE: Roy, I think that that's not a  
13 recommendation. I think that's an appointment.

14 MR. EWAN: Appointment, okay.

15 MS. EAKON: That was an appointment.

16 MR. EWAN: Okay.

17 MR. LOHSE: We've appointed him as .....

18 MR. EWAN: You're correct. Uh-huh. Go ahead?

19 MR. WELLS: Roy, I just want to mention that  
20 with respect to Wrangell/St. Elias Subsistence Resource  
21 Commission, I don't think there's going to be another meeting  
22 until February, and if you want to take action today, that's  
23 fine, on an appointment, but if you want to wait, that  
24 would .....

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1 MR. EWAN: Yeah, we're right now on Denali.

2 MR. WELLS: Okay.

3 MR. EWAN: We're not done with it yet. We're  
4- yeah, I think we ought to take action on the Wrangell. We  
only have one that we can appoint, right, .....

6 MR. LOHSE: I don't know.

7 MR. EWAN: ..... for the Denali -- I mean, for  
the Wrangell/St. Elias?

9 What happens, can somebody answer about the -- if we  
don't recommend anybody else? Or we don't appoint anybody  
else? Then the Secretary appoints?

12 MR. BASNAR: Well, Mr. Chairman, what I think  
should happen now, since we have two seats to appoint to  
Denali. You've already appointed me to fill one of the seats.  
15 I think the proper way for us to proceed would be to contact  
the Denali Advisory Committee, ask them for their  
recommendation, and then -- that doesn't mean that we have to  
appoint whoever they recommend, but we certainly owe it to the  
local people to recommend someone to us. And then we can  
evaluate that person and any others that we may come up with in  
the interim period, and make our decision based on some local  
input.

23 MR. EWAN: Anybody got a comment on that?

24 MR. LOHSE: Yeah, I'd make a motion that we

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postpone appointing our second seat to the Denali SRC until our next meeting, and put it on the agenda for the next meeting, and in the meantime solicit, not nominations, but solicit information on people who would be willing to run, recommendations from the local advisory committee so that we have -- this list of names here actually means nothing to me, because I don't know any of these people, and I don't know whether they're interested in doing it or not, and we can -- you know, we could even advertise and somebody could submit a resume if they want, and ask the advisory committees for, you know nominations, and then we'd have -- we'll have a group of people that we can pick from at the next meeting, since we have nobody else on the Council that we can appoint to it.

14 MR. EWAN: All right. There's a motion that we postpone. Is there a second?

16 MR. JOHN: I'll second.

17 MR. EWAN: Motion and second. For discussion.  
18 Do you have something, Clarence?

19 MR. SUMMERS: Mr. Chairman, I was just going to mention that Hollis Twitchell, he's over at our regional office, we had a meeting this morning, and he's in route at this time to provide you with background on the Denali SRC membership and I know he's familiar with some of the people that are on the list, the Denali list for local advisory

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committees, and I just wanted to let you know that he's available to answer questions if you have specific questions.

3 MR. EWAN: Gary?

4 MR. OSKOLKOFF: Does -- will he have letters of interest or recommended -- I mean, have people -- has anybody expressed any interest in this, or are we just going over basically the names that are available in these categories right now?

9 MR. SUMMERS: In our conversation this morning, we talked about the authority that you have to appoint a member to appoint two positions to the Denali Subsistence Resource Commission. We looked at the list that I just passed out, and one of the concerns is eligibility. Some of the people that are on that list have applied for permits for some of the hunts, and he's the person that issues the permits, and so he could help you identify people that are current users. And that's the only thing I wanted to pass on.

18 MR. EWAN: Well, Clarence, is there any reason why we shouldn't postpone the nominating -- Is there a problem with waiting until February?

21 MR. SUMMERS: It's your decision. I can't .....

23 MR. EWAN: I mean, what if -- you know, on the Wrangell/St. Elias we were told that there won't be a meeting  
25

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until February. Is that about the same for Denali, too?

2 MR. BASNAR: No, we're going to meet in  
November.

4 MR. EWAN: So you'll still retain the old  
member?

6 MR. BASNAR: Right.

7 MR. EWAN: Okay. So there's no problem?

8 MR. SUMMERS: There's no problem if you want to  
take action and appoint a member to either commission today.

10 MR. EWAN: Okay. Thank you.

11 MR. SUMMERS: There's nothing that I .....

12 MR. EWAN: Okay. I just wanted to know that.

13 MR. SUMMERS: ..... I can't think of reason  
other than .....

15 MR. WELLS: Insuring that they're eligible.

16 MR. SUMMERS: ..... the eligibility concern.

And we can do our best today. Jay's familiar with eligible  
individuals on the list, so -- and so is Hollis. That's the  
only thing I can provide at this time.

20 MR. EWAN: Okay. Any further discussion on the  
motion? We've got a motion. Lee, go ahead?

22 MR. BASNAR: Yes. I think that included that  
motion was an implied requirement to contact the Denali  
Advisory Committee. Can we have our coordinator or some one of

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us draft a letter to all interested persons, not necessarily the advisory committee, but still if they're not a member of that advisory committee, we can't appoint them. We've already appointed the only person that's on the -- that's on the Council, so that leaves just the advisory committee actually. So we need to send a letter.

7 MR. EWAN: Ralph?

8 MR. LOHSE: The one thing we might be dealing with now, is this a state advisory or is this -- this is federal?

11 MR. BASNAR: State.

12 MR. LOHSE: State. And like our advisory committee, they might be -- our next meeting is when we elect people to the advisory committee, and so the membership in that advisory committee might even change. And from that standpoint, I really think we need to find somebody that's, number one, you know, that the advisory committee suggests, and, number two, that's interested in doing it. I mean, we could pick a name off of here that's eligible, and they might have no interest in doing it, and they might not even be going to run for the advisory committee next time, you know. So I think we should get something from the advisory committee before we ever appoint somebody.

24 MR. EWAN: Okay. I think Lee was asking that

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we send a letter to these people individually to see if they're interested, and if there are new members, we'll send to new members, right?

4 MR. BASNAR: No, that's not what I meant,  
Mr. Chairman. I meant not individually to each one of these individuals. Send a letter to the chairman of the Denali Advisory Committee.

8 MR. EWAN: Okay. I'm sorry.

9 MR. BASNAR: And ask his recommendation.

10 MR. EWAN: Is there any objection to that? We  
11 someone can send a letter I guess.

12 MS. EAKON: I would be happy to draft it and  
13 then clear it with the Chair and then send it out.

14 MR. EWAN: Okay. Any further discussion on the  
motion? We're getting bogged down here. Okay. Are we ready  
15 to vote? All in favor say "Aye"?

17 ALL: Aye.

18 MR. EWAN: Opposed by the same sign? We took  
care of that Denali. Now we're going to get into the Wrangell/  
20 St. Elias and, Russ, you were saying that our next meeting will  
be in February, is that right?

22 MR. WELLS: Well, there was one scheduled for  
November, but I think the chairman of the SRC is not -- I'm not  
exactly sure on that, Roy, but I think that there won't be a

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meeting until February until they have the meeting on the  
resident zone committee with their regional directors, so there  
probably isn't any urgency to appoint a member right now, since  
a meeting probably won't be held until February. But you're  
certainly able to do that. I could advise you on the list  
there before you who is eligible and who isn't for subsistence  
in the Park.

8 MR. EWAN: Oh, I know the people pretty well.  
I'd like to myself recommend Fred John for the -- from  
Montasta. He's a Council member here and he's also in the  
resident zone over there.

12 MR. LOHSE: I think Fred John and yourself are  
the only ones that are even eligible, so I'd like to nominate  
Fred John.

15 MR. EWAN: Okay. Fred John is .....

16 MR. BASNAR: Second.

17 MR. EWAN: ..... nominated. Is there a second?

18 MR. KOMPCKOFF: Second.

19 MR. EWAN: Further discussion on this motion?  
If not, all in favor say "Aye"?

21 ALL: Aye.

22 MR. EWAN: Opposed by the same sign? The  
motion's carried. Fred, you're our person.

24 MR. JOHN: Thank you.

25

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1 MR. EWAN: So the -- that's all the appointment  
we can consider today, right? The other will be considered in  
February, the second person for the Denali National Park.

4 We'll go down to the -- are we ready for the Southside  
Development, Denali Southside Development?

6 MR. OSKOLKOFF: Not yet.

7 MR. WELLS: Not yet.

8 MR. SUMMERS: Mr. Chairman, Mr. Twitchel is  
hopefully going to arrive shortly. I'd like to .....

10 MR. EWAN: Postpone?

11 MR. SUMMERS: ..... for you to consider waiting  
until .....

13 MR. EWAN: Okay. We can do that. We'll just  
go on down to the next item.

15 MR. SUMMERS: One other point of information.  
Concerning the effective date of appointment, the effective  
date is the -- will be determined using the appointment letter.  
The letter -- there's a draft letter in the package. This is  
notice for SRC appointments that you should all have. On the  
second page it addresses the term of appointment and when it's  
effective. And we've identified the date the letter -- the  
notice that we'll send to the new member. And I'll work with  
you .....

24 MR. EWAN: Okay. Thank you.

25

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1 MR. SUMMERS: ..... in preparing this.

2 MR. EWAN: The next item we'll consider is  
3 Tetlin/Northway resident zone.

4 I brought this subject up yesterday. You all heard me,  
5 the Council heard me yesterday. I feel that the communities of  
6 Northway and Tetlin being I would say within user's boundary, I  
7 guess I could use that term, of the Wrangell/St. Elias National  
8 Park, should have been designated a village resident zone.  
9 They were left out for some reason.

10 I think there was some explanation about that  
11 yesterday. I really don't like their explanation, and just --  
12 that's why I brought it up. I think that natives have been  
13 here for many years. The comments by Mr. John from Mentasta  
14 that the people from Northway are really from right next to the  
15 Park or betchaleta (ph) that they call it, a place that's right  
16 up to the Park. They have lived -- their families lived there  
17 for years and have intermarried and they're just -- they're  
18 really from that area. And to be left out where they'd have to  
19 apply for a permit before they can hunt in the Park is just not  
20 right in my opinion. And that -- you know, that's why I  
21 brought this up. I think that they should have been included  
22 in the list of resident zone. I'd like to hear comments  
23 and .....

24 Ralph?

25

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1                   MR. LOHSE: Well, having spent some time in  
Northway about 20-some years ago, and knowing some of the  
people there, I was there with Dean Wilson, and they hunted and  
trapped in the park area. That's -- I mean, that's where they  
went, up in that direction. And I'm sure -- I don't know  
anything about Tetlin, but I'm sure that just by their location  
that they've used the Park area in the past, evidently, I'm  
sure as much as Glennallen and places like that. And I think  
they should just be automatically included as a resident zone,  
whether they were native villages or not. I mean, the fact  
that they're there and they've used it in the past, they should  
have been included to begin with.

13               It sounded yesterday like the problem was that there  
wasn't any problem with them being included, nobody just got  
around to pushing for them to be included, so I it would be a  
perfectly legitimate action for us as a Council to request that  
they be included in the resident zone.

18                   MR. EWAN: I think Russ had comment. Yeah?

19                   MR. WELLS: Mr. Chairman, to give you a little  
bit of perspective. There is a mechanism for adding new  
resident zone communities to that list of 18, and those  
regulations are Park Service regulations. The Secretary of  
Interior has the authority to do that.

24               That -- Not Tetlin, but Northway has been recommended  
25

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on at least two occasions to be added as a resident zone community for Wrangell/St. Elias by the Subsistence Resource Commission, and in the response to the Commission, the Secretary said that, yes, that will be studied. Northway will be studied for inclusion as a resident zone community. That will take a regulatory action to do so.

7           And the Council could review the information and make that proposal, but it would -- probably an appropriate way to do that for the Council would be in the annual report to the Secretary to recommend that. It's not an action that the Federal Subsistence Board can do. It has to be done by the Secretary of Interior, although I'd go about it both ways.

13           The regulations require that a resident zone community have a significant concentration of residents within that community that have a customary and traditional use of the Park resources, not preserve, but Park resources, without the use of aircraft. The staff committee's been doing some work on looking at the historic uses of residents of Tetlin and Northway, and that could very well support that regulation proposal.

21           So there is a mechanism for doing that. It's already been recommended, not Tetlin, however. And the way that the Council could precipitate that is through a recommendation in the annual report or even a motion by the Federal Subsistence

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Board to support that study and the regulatory process that would include both of those.

3 MR. EWAN: Any other comments?

4 MR. JOHN: I'd like to include Tetlin.

5 MR. EWAN: Fred, you want to include Tetlin?

6 MR. JOHN: Yeah.

7 MR. LOHSE: Roy, if I understand him right, what we need then is we need a motion on the floor recommending that they study to include Tetlin and Northway in the resident zones. Am I right?

11 MR. WELLS: Yeah.

12 MR. LOHSE: So we need a motion that you include that with our -- that we support and recommend that you study to include Northway and Tetlin.

15 MR. WELLS: That the Park Service do that.

16 MR. LOHSE: Right. Because it evidently has to go through the Park Service. I'll make that motion, if -- to get that .....

19 MR. EWAN: Motion. Second?

20 MR. KOMPKOFF: Second.

21 MR. EWAN: Further discussion on the motion?

22 MR. JOHN: Yes, I'd like to recommend that we put the Village of Northway and the Village of Tetlin.

24 MR. EWAN: Yeah, he did.

25

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1 MR. JOHN: No, that I'd put "village" in.  
2 Northway's stretched out pretty far. So I don't know  
3 that .....

4 MR. EWAN: Oh, okay. Let's -- you .....

5 MR. LOHSE: Okay. I see what you mean.  
6 Instead of .....

7 MR. JOHN: Yeah.

8 MR. LOHSE: ..... the -- instead of the road  
9 system.

10 MR. JOHN: Yeah.

11 MR. EWAN: What Fred is doing is clarifying the  
12 community boundaries I guess. Do you have .....?

13 MR. SUMMERS: Yes, Mr. Chairman, .....

14 MR. EWAN: Clarence has .....

15 MR. SUMMERS: ..... I just wanted to let the  
16 group know that when the Subsistence Resource Commission at  
17 Wrangell/St. Elias sent this recommendation to the Secretary of  
18 Interior, it was to add Northway as a resident zone community  
19 and not Tetlin. And so in the Secretary's response, he  
20 addressed the Northway community as being studied -- to be  
21 studied as a possible resident zone community, and I just  
22 wanted to pass that on, that it's Northway and not Tetlin.

23 MR. EWAN: That doesn't -- that doesn't mean  
24 that we can't recommend .....

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1 MR. SUMMERS: Exactly.

2 MR. EWAN: ..... Tetlin also, right, to be  
studied?

4 MR. EWAN: Because .....

5 MR. BASNAR: Yeah. There's a question in my  
mind though why Tetlin has just kind of been left out of this  
whole procedure including by the SRC who is on the scene and  
the people that are most knowledgeable of that particular  
situation. Can you answer that?

10 MR. SUMMERS: I can only say that the -- and  
maybe Jay could help me with this. Currently are there any  
permits issued to the residents of Northway?

13 MR. WELLS: There -- yeah. I'm not sure why,  
to answer your question, Lee, why Tetlin was left out. It  
certainly could have been included as a recommendation, and I  
can't say why the SRC didn't include Tetlin. I just don't  
know. But there's no reason why that couldn't be included in  
that study, because a lot of that work's being done right now  
for Tetlin also, so there's no reason why Tetlin couldn't be  
added.

21 When the regulations were initially drafted and put to  
the public in 1980 or '81, they originally only I think had  
eight resident zone communities. After the public hearing and  
primarily input from the State, ten more communities were

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added. But those ten communities did not include Tetlin and Northway, so, you know, it's a regulatory process to add those. There would be -- have public meetings and your recommendation is to add Tetlin also. That can certainly be included in that study and the regulation proposal. There's no reason why it can't be. And some of the evidence suggests that probably Tetlin is -- meets this resident zone community requirements maybe even more so than Northway, so .....

9 MR. BASNAR: Well, I'm in favor of including Tetlin if Tetlin wants to be included, but it's almost like we're by-passing the SRC and going down and helping the village, when the SRC met and discussed this particular problem. They didn't include Tetlin in their discussion apparently. And that just kind of confuses me. Something seems wrong to me there.

16 MR. EWAN: We have somebody with their hand up.  
160 ahead.

18 MR. HAYNES: Mr. Chairman, having attended a fair number of those commission meetings, I can't ever recall anybody ever .....

21 MR. EWAN: There you go.

22 MR. HAYNES: Mr. Chairman, I'm Terry Haynes with the Department of Fish and Game.

24 I've attended a lot of the Wrangell's commission

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meetings for the past few years, especially since the issue of adding Northway to the resident zone came up. I don't ever recall anybody putting Tetlin on the table as another possibility.

5           There's been interest in adding Tetlin -- or, I'm sorry, adding Northway to the resident zone for six or seven years, and in December of 1989 the Commission held a hearing in Northway to collect testimony from local residents. I think the interest in adding Northway to the resident zone may have come up because some people from Northway were cited for taking sheep out of season in the northern part of the Park off -- I believe off Slana?

13                   MR. WELLS: I don't recall.

14                   MR. HAYNES: This occurred .....

15                   MR. WELLS: I don't recall that ever happening.

16                   MR. HAYNES: Yeah. Well, it happened. I guarantee it happened. That may have been ten or 15 years ago, but there was evidence of people from Northway having used the Park area in the past and it may well have been that somebody brought that up and said, you know, "Why aren't we included?"

21           The reason I think, I mentioned yesterday, that it appears from discussion at previous commission meetings that when additional communities were recommended to be added to the resident zone back in the early 80s, that there really wasn't

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anybody there speaking on behalf of Northway and presumably  
 Tetlin at that time. And so if you didn't have somebody  
 rallying your cause, then there was -- I mean, your -- a  
 community was not going to be just added for the sake of adding  
 it.

6           The Park Service has opposed adding Northway to the  
 zone, and I don't recall what the discussion may have been at  
 the last meeting, but basically they've said that people from  
 Northway have an alternative. They can get permits. And if  
 there isn't a significant concentration of people in Northway  
 who have a history of using the Park, then the community  
 doesn't qualify. I don't know what their study findings may  
 show, but I think it -- the Park Service has advised the  
 Secretary of Interior on how to respond to the respond to the  
 recommendations from the commission. So that's why the  
 Secretary has rejected the hunting plan recommendations that  
 have been submitted so far and not added Northway. It's hard  
 to say how this may all turn out, but the Park Service has  
 opposed it from day one.

20           MR. EWAN: Thank you. I'd like to make an  
 additional comment about that. Can you -- you say nobody  
 stepped forward about the -- from the communities. I think  
 that's probably true. I really believe that's probably true,  
 but, you know, I've been around a long time out there in the

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Copper River area and we're very close to the Northway people and the Tetlin people. We visit one another and we -- a lot of people -- a lot them people I know come down the highway and actually hunt in that area. As Ralph mentioned, the Northway people, he's aware of the -- in the past that they have hunted over there in the Park area.

7           They may not have said anything, but I think the law was intended to protect these people, and I think the federal government, BLM, before there was a park out there, came out and said there was going to be a withdrawal over here for a Park, and everybody was concerned about subsistence. And I'm talking about native people. There were more native people out there than -- proportionately than non-natives out there at that time.

15           They said, "You people do not have to worry. You will be protected. Your right to subsistence hunt and fish will be all protected. And you don't have to worry about that."

18           So, you know, they -- I think people are assuming that somebody up there is supposed to have been protecting them, and they didn't come forward and say, "Well, I make sure that I'm in the resident zone and eligible to hunt in the Park."

22           So, I mean, that -- I'm not making excuses for them. I just -- I'm just saying that they assumed that somebody was going to look out for them. And if we have anything to do with

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it, we'll work with the Park Service, we'll work with the federal government, and now we're a federal advisory council, I think we ought to do something about it to correct it. I really feel that way.

5 MR. BASNAR: Yeah. Roy, where have they been hunting ever since 1980 when they apparently were thrown out of their traditional hunting grounds? Have they -- have they been just going in the Park anyway? Do you have -- do you have any knowledge? I don't know that area, so .....

10 MR. EWAN: I would like to ask Fred if he know.

11 MR. JOHN: I believe that they .....

12 MR. EWAN: Fred lives right up close to the people.

14 MR. JOHN: ..... that they have been coming down our way, you know, hunting up through our area, so I know they -- I don't know really. But traditionally they've been -- they hunt in the Park.

18 MR. BASNAR: Prior to 1980?

19 MR. JOHN: Uh-huh.

20 MR. BASNAR: But since then?

21 MR. JOHN: I don't know about since then. But they come down. They still hunt on the roadways and the State land and -- but I really -- but I know .....

24 MR. BASNAR: This is -- this is strange.

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1 MR. JOHN: I know they have more -- they've  
been hunting in that area way before Tok existed, or the little  
community of Slana existed. Those are brand new communities  
and they -- and right now they -- do they have the .....

5 MR. EWAN: Yeah.

6 MR. JOHN: ..... privilege of hunting in the  
Park as a resident zone?

8 MR. EWAN: They're resident zones. He's asking  
if they're resident zones.

10 MR. JOHN: Tok and Slana?

11 MR. WELLS: Slana is a resident zone community.

12 MR. EWAN: Tok is, too?

13 MR. WELLS: Tok is also.

14 MR. JOHN: Yeah, okay. Those two -- those two  
communities just came into existence after the War, Tok and  
Slana, about the last ten, 15 years.

17 MR. EWAN: Ralph?

18 MR. LOHSE: Roy, we can't do anything except  
recommend that they study it anyhow. We have a motion to that  
effect on the floor. We might as well vote on it, and give our  
support that they study it, and these kind of things, questions  
that we're sitting discussing are going to come out with their  
study, so I move that -- or I call for the question.

24 MR. EWAN: You do -- okay. We can't debate it.

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1 He's called for .....

2 MR. LOHSE: Unless -- I'll .....

3 MR. EWAN: You don't object?

4 MR. LOHSE: ..... withdraw my call.

5 MR. OSKOLKOFF: Yeah, I just had -- I just  
6 wanted a clarification on the motion, if that's in order?

7 MR. EWAN: Go ahead, what's your motion?

8 MR. LOHSE: The motion was that we support the  
9 study of Tetlin and Northway for inclusion in Park resident  
10 zones for Wrangell/St. Elias.

11 MR. EWAN: And Gary seconded it, right, wasn't  
12 it Gary?

13 MR. KOMPCKOFF: Yes. Was that just to support  
14 the study, or was that to support the inclusion of both?

15 MR. LOHSE: We support their inclusion, but we  
16 have to support the study for their inclusion, because we can't  
17 get them included. All we can do is support that -- you know,  
18 we're giving them our support so that the Park Service does the  
19 study to include them. If the findings come out that they  
20 can't be, I mean, they're going to make -- the Secretary of  
21 Interior is going to make the decision anyhow, but we can say  
22 that we feel that they qualify for inclusion, that they need to  
23 be studied for inclusion. That was the idea behind my motion.

24 MR. EWAN: Bill, did you have something?

25

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1 MR. KNAUER: Clarification. The Solicitor has  
pointed out to me that in fact you can make a recommendation to  
study those two communities for inclusion. You also could make  
a recommendation to the Secretary through the Board to include  
the communities, .....

6 MR. LOHSE: Okay.

7 MR. KNAUER: ..... not just to study, but to  
include. Now, whether you would wish to do that without the  
information, that's up to you.

10 MR. LOHSE: That was the intention of the first  
motion, but then when we got discussing with him, so -- so  
we're making a motion then to vote for their inclusion and we  
support the study for that inclusion. Does that sound right?  
Or should we just vote for their inclusion? It's still going  
to be studies, isn't it?

16 MR. WELLS: It's being studied right now,  
Ralph, both Tetlin and Northway. From what I understand, you  
can support inclusion right now .....

19 MR. LOHSE: Okay.

20 MR. WELLS: ..... or you can wait to see what  
the results of the study are, to see if they meet the  
regulatory requirements.

23 MR. LOHSE: Yeah. No, the intention was the  
idea that we felt that they needed including, and from talking  
25

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to you, we had the idea that all we could do is support the study for inclusion. So the intent of the motion was that we're voting for inclusion. We support the study for that purpose, but we're voting for inclusion. That's -- that goes to your second, too, wasn't it, Gary?

6 MR. KOMPCKOFF: (Nods affirmatively)

7 MR. EWAN: Okay. We're -- are we ready to vote on the motion? Clear enough, Gary? Okay. All in favor say "Aye"?

10 ALL: Aye.

11 MR. EWAN: Opposed by the same sign? The motion's carried.

13 Well, we took care of those three items pretty well. We're down to -- are we ready to adjourn already for lunch or what?

16 MS. EAKON: No. No, Lake Clark.

17 MR. EWAN: Oh, okay. We want a little discussion on Lake Clark, that's correct. Yeah.

19 MS. EAKON: Jay had said that perhaps Ralph Tongy was on his way?

21 MR. WELLS: Yeah, I called their office and suggested that they get Ralph over here to address the Lake Clark issues, and they said they would try and do that, but he's obviously not here right now.

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1 MR. EWAN: Okay. Okay. Want to take a break  
again? We're taking a lot of breaks.

3 MR. BASNAR: The Park Service Regional Director  
just showed up, and he's out in the hall, so he's not -- we  
give him a few minutes, he'll come in and we could go back to  
the Denali issue.

7 MR. EWAN: Any objection to taking a five-  
minute break? If not, a five-minute break.

9 (Off record)

10 (On record)

11 MR. EWAN: I'm going to call the meeting back  
to order. Okay. We're going to get back to the item of Denali  
National Park Southside Development. If everyone would take  
their seats, we can proceed here.

15 Lee, are you ready to take on the National Park  
Southside Development?

17 MR. BASNAR: Mr. Chairman, I think so. The  
subsistence coordinator for Denali National Park is here,  
Hollis Twitchel, and I'd like to ask Hollis if he would come up  
to the witness table and let us ask him some questions, please.  
Hollis, could you come up to the witness table, please?

22 Yeah. Primarily the reason we've asked you to come  
before the Council is to give us a little background on the  
Southside Development Plan for Denali National Park,

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specifically zeroing in on the trail that is proposed to go from Riley Creek on down into the Windy Creek and ending out in the Cantwell area, and we're concerned on the impact on subsistence resources and subsistence users if that trail goes through as proposed. If you could speak to that and educate us all a little bit, we'd appreciate it.

7 MR. TWITCHEL: Okay. Before I get into that, I'll just bring up the -- a phone call that I had to Russ this morning inquiring about the status of the comment period, which in the draft DCP it has a published date of September 17th as the close of comment periods. That has been extended, and the current comment period runs to November 1st. So you have certainly time to get copies of the DCP and review it and Russ wanted to express to you that he is interested in your comments as to the relationship of the development and potential impacts on subsistence users. So he welcomes that, is looking forward to those comments.

18 He also mentioned to me that there are a series of public hearings, meetings that are going to be coming up in the Southcentral area. On October 12th at 7:30 in the evening at Talkeetna at the elementary school there will be a public hearing for comments. On October 13th at the Trapper Creek Elementary School there will be another public comment period. 24 And then on October 14th at 7:30 in the evening at the

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Cantwell Community Center. And if anyone is in the Fairbanks region on October 11th, there will be a comment period in Fairbanks, and that will be held at the Haplick Building in Fairbanks.

5           So there should be a number of forums in which you could provide comments either in a public hearing or as an official recommendation by the Regional Council. So individually or as a group.

9           This apparently has been a quite sought-after planning document. I was in region and tried to pick up copies for each of you this morning. They have already distributed all the copies they had. They had several boxes of them, and they've gone very quickly, so we have a supply of them at Denali National Park, and when I return, I'll make certain that we mail out directly to each of you individually copies of the DGP. I did manage to recover three copies from other divisions in region, so those of you who would like a copy right away, we do have three copies that you can have right at this time.

19                   MR. BASNAR: I'm familiar with it, so -- I just want you to look at the map which is important.

21                   MR. EWAN: Could I ask one quick question before you continue? On the hearings, I notice that you have them on dates that we have Alaska Federation of Natives meeting here in Anchorage. I think it's 14th, 15th, and 16th. Most of

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the -- well, I guess you would call them leaders, the leaders from the communities are usually out here at that meeting. I was just wondering is there any way to juggle the dates at all?

4 MR. TWITCHEL: I think those public comment dates are pretty well set.

6 MR. EWAN: They're set. Okay. That's okay. I mean, I just wanted to know.

8 MR. TWITCHEL: I don't know whether there's an option to having another public hearing date established. That's something that I can inquire with Russ. But I think with these dates that they've already established, they'll probably stick to those.

13 MR. EWAN: Okay. Go ahead. I didn't want to interrupt. I just wanted to know if there was any flexibility there.

16 MR. TWITCHEL: I will check when I go back and see if that's a possibility.

18 I guess the point in question now is in the preferred action there's several trails and use of some cabins that are proposed, and that's what Lee was inquiring about?

21 MR. BASNAR: (Nods affirmatively)

22 MR. TWITCHEL: That preferred action proposal calls for a series of wayside exhibits along the Parks Highway, interpretive in nature, a visitor facility access in the Denali

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State Park area along the Parks Highway, and also a trail network that runs from the community of Cantwell, up the Windy Creek drainage, through Windy Pass into the Riley Creek and then down Riley Creek towards the headquarters area. That proposal calls for a hardened trail, a surfaced trail to run along that route.

7 In conjunction with it, it would have the use of two public use cabins, one located in Windy Creek drainage, which is just inside the old Mt. McKinley Park boundary. That cabin currently is an administrative cabin and it's not open to public use. The other cabin is in the middle part of Riley Creek drainage. It's also currently an administrative cabin, and that one would also be converted to public use cabins.

14 In addition, near the Cantwell community there is a proposal of a campground with facilities of the nature of 30 to 50 sites. That would be on lands outside of the Park boundaries, but in the vicinity to the community of Cantwell.

18 The question has come up, what sort of impacts would be associated with that trail network and the cabin conversion to public use cabins as it would affect the immediate to Cantwell vicinity. I guess my initial reaction is that with the campground potential of 30 to 50 sites being put in, as well as the hardened trail network and the establishment of the public use cabins, that a significant concern may be what's happening

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with the local fisheries in the area.

2           Recreational users would not be allowed any opportunity  
for utilizing the small game or large game, so there would be  
no sport hunting allowed in the Park areas by those  
recreational users, but there would be an opportunity for  
recreational users to fish in the new Park additions. They  
would just simply be required to have an Alaska sport fishing  
license, and so that activity could become a popular activity.  
9 There's a number of creeks and drainages right in the Cantwell  
area, Windy Creek drainage, Cantwell Creek drainage, Jack  
River, and other systems that do have fisheries. And I could  
see a potential for competitive use of those fisheries.

13           In addition, the use of the public use cabins will  
focus use of individuals in that particular area, where as if  
there was a non-use of a cabin, very often the use would be  
more disbursed, and people would tend to move through and not  
stay quite so long. But with the cabin being available for the  
public, it certainly will become sort of a focus point of their  
use, and as a result as they spend days or time there, would be  
more likely to fish, for instance, pick berries, that sort of  
thing. So again, that may increase some of the opportunities  
to consume local fish resources.

23           Another potential is that if this trail network and  
cabin system becomes indeed a very popular route, there could

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be a number of foot traffic through the region that is currently used by subsistence users for hunting, predominantly moose right in the neighboring Cantwell community.

4           There's only about four to five miles of trail that actually pass through the new Park additions, which portions of those are open to subsistence hunting activities. Once the trail gets into Windy Creek drainage in about four to five miles, it then is encompassed within the old Mt. McKinley National Park boundaries, which are closed to subsistence taking of wildlife. So the potential is there for that small section of trail to displace moose possibly away from that road corridor, which would entail the local subsistence users may need to travel further to locate an animal. So there is a potential for wildlife displacement as well.

15           Those would represent the concerns that I would have for subsistence use activities right in the immediate Cantwell area.

18           There is an additional trail that's proposed in the preferred alternative, which originates from the Tokositna River, which is down just below the Ruth Glacier, if that helps you at all. It's a trail of about ten miles which would go from the Tokositna River up through the vegetation to the more alpine ridge. There's no campground or cabin or facility proposed other than that trail. That trail is a short distance

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from the only subsistence user that resides within the boundaries of Denali National Park. There's one family and household that lives there.

4 I guess I don't believe that that trail, ten miles of trail which is accessible by boat from the Parks Highway, would likely experience any large volumes or numbers of use, but again, if that should happen, there would be competitive use for fisheries in that area as well. I don't believe that the dispersal of wildlife would be a significant factor on that particular trail.

11 Are there any questions?

12 MR. BASNAR: Yes, Hollis. All -- Mr. Chairman?

13 MR. EWAN: Yes.

14 MR. BASNAR: Also the -- there's some discussion in the other alternatives of a trail up into the Dunkle Hills area through the west fork of the Chulitna River, across the Bull River, up in that country. And the Dunkle Hills area are a periodic, not every year, but a periodic caribou calving grounds, and I would think the -- the adverse impact on that area would be significant if that trail were to be put in also. Would you comment on that?

22 MR. TWITCHEL: Yes, I would concur with that.

23 There's two other alternatives in this document, and they have various levels of further trail development and

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placement of public use cabins.

2 I would have serious concerns about potential impacts  
to subsistence users for any trails into the Dunkle Hills area  
or the establishment of public use cabins in that vicinity. As  
you already acknowledge, that the Dunkle Hills have in the past  
been an important caribou calving area for the Denali caribou  
herd. When the numbers are larger, the herd utilizes that area  
for calving. In more recent years with the herd size being  
fairly small, about 2900 animals now, they have tended to do  
all their calving on the north side of the Alaska Range. So  
that would certainly be a concern to me to be aware about.

12 So I would not support a trail development or public  
use cabins in the Dunkle Hills, and certainly not connecting  
the Dunkle Hills to the Cantwell/Riley Creek/Windy Creek trail  
system. I think that would focus a lot of use into that area.  
16 It's alpine. It has tundra with riparian, alder, shrub in the  
creek areas. It provides a nice view of the Alaska Range  
itself and affords some good hiking potential. So I would  
19 imagine that would be a very popular place for recreationalists  
to go to and hike through. So developing a trail into that  
unit could present some problems for wildlife displacement and  
22 impacts, certainly for the caribou.

23 MR. BASNAR: One other question back on the  
24 Windy Creek/Riley Creek trail. Has any consideration been

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given to installing a portion of the trail up in the original  
Park area that would come south to a point somewhere still  
withinside (sic) the original Park and perhaps make a loop, so  
that it didn't go down into the -- to the Park addition?

5 MR. TWITCHEL: Down into Windy Creek?

6 MR. BASNAR: Yes.

7 MR. TWITCHEL: So it would -- you're proposing  
something that would stay within the Riley Creek drainage?

9 MR. BASNAR: Yes. Has that been considered by  
anyone?

11 MR. TWITCHEL: I'm not sure that that was ever  
considered as a stand-alone proposal. The intention was to  
hook up the Riley Creek trail system with the already existing  
Triple Lakes trail system in the area. So it certainly has  
potential. Riley Creek doesn't lend itself very well to being  
a looped trail system in itself, unless they crossed over a  
pass system into the Sanctuary drainage. And there's some  
concerns about that, since as the lower parts of the Sanctuary  
drainage has several denning areas that are considered critical  
or important wildlife habitat areas. So putting a developed  
trail right into a known denning region would not be supported  
by resource management. So if they did a looped trail system  
in Riley Creek, it would have to go up the creek and then back  
down the creek drainage.

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1 MR. EWAN: I think you have a question over  
here. Ralph?

3 MR. LOHSE: I've got a couple questions. I  
4 just want to run through them real fast and -- now, when you --  
5 now, has -- have you done an EIS on this yet, or is that  
6 basically what we're dealing with right here?

7 MR. TWITCHEL: This is just a proposal for the  
8 development. It's called an environmental impact statement.

9 MR. LOHSE: Okay.

10 MR. TWITCHEL: It is not an EIS.

11 MR. LOHSE: Yeah. Now, have you -- in -- I  
12 looked in your appendix where you talk about conflict with  
13 subsistence, and basically it deals with reduction in game  
14 populations, or increase in competition, and things like that.  
15 Has any idea of -- has any thought been given to the fact that  
16 like he's brought up as you're going to have a four-mile chunk  
17 of trail on which you basically have two to a certain extent  
18 conflicting philosophies taking place. The idea that you have  
19 people that feel that they are in a park situation, in a park  
20 type situation. They're in there hiking, for viewing, for  
21 nonconsumptive use, and many of them come from backgrounds  
22 which have no use for nonconsumptive (sic) use or have had no  
23 experience with -- I mean with consumptive use, or no  
24 experience with consumptive use, and they come across somebody

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that's up there subsistence hunting. And right off of this trail that they're hiking that they consider part of a park situation, somebody's butchering a moose out. That's an aesthetic conflict, but it's a conflict that can accelerate to the point where pressure is put to remove the subsistence or close the trail for part of the time so it's only used for subsistence, and it's not used for, you know, nonconsumptive viewing.

9 I didn't notice any consideration given to that kind of conflict in -- when it was talking about impacts on subsistence. And that's actually what our long-term major impact is going to be.

13 MR. TWITCHEL: No, that was not a considering factor in the analysis. That certainly would be a worthwhile comment to provide in critiquing the proposal and evaluation, so if you feel that that is worthy enough to be added, then certainly I would recommend that that be submitted.

18 I see on the other hand that there's also a potential, not so much in the negative arena, but there's a lot of potential in a positive aspect to provide interpretive information and discussions about the past use of resources in the Denali area and in Alaska in general, and talk about the use of wildlife that's occurred for ten to 12,000 years in Alaska, and that humans are indeed part of the ecosystem, the

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natural ecosystem, and they have utilized the resources. So I can see a positive side of the nonconsumptive/consumptive user interaction as well.

4 MR. LOHSE: I have one other question on this trail, just in the little time I've had to look at it. Basically it's an improved trail. Is the part of it that's in the Park preserve, will that then be opened to the availability of people with ATVs, or is it strictly a foot trail. Could your -- will it increase the access for the subsistence in that four miles? Will you actually develop pressure, because you've put an improved trail into there?

12 MR. TWITCHEL: A couple issues there. First of all, there is no currently authorized ATV routes in Denali, so use of an ATV for subsistence or recreational purposes are currently not authorized, so that use wouldn't increase.

16 As far as hardening of the surface, it certainly may make it more easier to access the upper Windy Creek drainage, and in turn may make it improved access to the upper reaches, which could indeed make it more attractive for people from the Centwell area to hike in.

21 There is an old Cat trail that currently travels along that route, so there's already a path broken down in that area that people are currently using. It is muddy, and the vegetation has been impacted, so it's down to dirt. So

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hardening the surface could indeed stabilize the impacts that already exist there.

3 MR. EWAN: I've got a couple of quick  
4 questions. One is winter use. Is there intent for a winter  
5 use also on these trails?

6 MR. TWITCHEL: Well, with the cabins being  
7 public use cabins, that certainly would offer more comfortable  
8 accommodations for visitors who don't care to be tenting it as  
9 such, so there may be some winter use of this trail and cabin  
10 network that wouldn't have occurred without the conversion to  
11 public use cabins. So there may be some winter use occurring  
12 there that doesn't occur there now.

13 The area south of Cantwell, particularly in the Broad  
14 Pass area, including the Dunkle Hills, is already a very  
15 popular winter use area for snow machines. And especially in  
16 late winter, February and March, it has a significant amount of  
17 use already occurring there.

18 MR. EWAN: The other questions are pretty  
19 general I guess. One is, have we any studies of impact that  
20 trails like this has on game in other parks? The adverse .....

21 MR. TWITCHEL: Not that I'm .....

22 MR. EWAN: ..... impacts, do you know?

23 MR. TWITCHEL: ..... aware of in Denali. The  
24 only hardened trails that we have in the Denali now are right

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in the headquarters area, the Triple Lakes trail, which is just south of headquarters, and then several trails right out of the headquarters to Mt. Healy and some of the small lakes right around the facility. But to my knowledge, there's been no studies that tried to focus in on displacement or impacts of wildlife associated with the path.

7 MR. EWAN: Yeah, the -- a thought struck me as you were talking there, and one is that the Railroad runs through there, and it seems like it doesn't deter moose from coming into the area. I just wondered how much of an impact this trail, walking trail would have. That's why I asked that question.

13 Another thing I have, a question on this boats. You mentioned boats somewhere, use of boat. Would that be private or would that be by the Park?

16 MR. TWITCHEL: Use of a boat?

17 MR. EWAN: Yes.

18 MR. TWITCHEL: That would be along the Tokositna River drainage, and currently I don't know the name of the operator, but there is a service provided, a riverboat service where people can hire or pay for transportation services. So I suspect that that would be a continuation.

23 In addition to that, there's no restrictions in the ANILCA additions for use of motorboats, so the visiting public,  
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anyone with a boat could certainly access that area with their own craft.

3 MR. EWAN: Any other questions? Do you have more comment to make on this? Go ahead, Lee.

5 MR. BASNAR: The Cantwell Creek drainage is a very important wintering area for moose in that area. How about up in the Windy Creek drainage where this trail might be receiving some winter use? Would there be winter impact on moose in the Windy Creek area?

10 MR. TWITCHEL: Moose typically stay in the upper part of the draws for the most part through fall, late fall, and move down into the lower part of the creek drainages as snow depths increase, so that by mid/late winter, most of the moose concentrations are indeed low in the drainages, and for the most part down outside of the Park boundaries along the Nenana River, along the lower stretches of the Jack River and the Cantwell River. So there's a natural movement of moose due to snow conditions up and down the drainages that can focus quite a bit of concentration of moose into the lower creeks.

20 MR. EWAN: I have one more. There -- the bottom of the map here shows Talkeetna Visitors Center. Is that building a proposal?

23 MR. TWITCHEL: The Talkeetna?

24 MR. EWAN: Way over in Talkeetna there's a

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circle there. I guess that's for a visitors center, right? Is that proposed?

3 MR. TWITCHEL: Right. That's correct.

4 MR. EWAN: The intent, right, of this -- your recommendations, to have your visitor center there?

6 MR. TWITCHEL: Yes.

7 MR. EWAN: The exact location where it would be pretty much?

9 MR. TWITCHEL: Yeah. The proposal calls for a second, larger destination-oriented visitors center. It would be constructed on native-owned land near Talkeetna, but only if a need for a south hotel/recreation complex there was clearly established. So, yes, if the need is clearly established, then the proposal calls for a large destination-oriented visitors center in Talkeetna area.

16 MR. BASNAR: Well, it was my understanding that this Southside, South Slope Development Plan for Denali, the main intent was to relieve some pressure from the present north side and current road into Denali use, to distribute the pressure throughout the Park so to speak. Yet I think the Park Service has agreed that this trail system as proposed really will be totally insignificant in terms of reducing the pressure on the north side. It makes me kind of wonder why the trail's been proposed in the first place. It doesn't seem to go along

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with the concept of relieving the pressure.

2 MR. TWITCHEL: There's a spectrum of potential  
options looked at, including hardened trails just in the  
Qantwell area to a series of hardened trails in other areas to  
the south: Peters Hills, Dunkle, Dutch Hills trail network is  
in one of the latter proposals. More extended systems in the  
Alder Creek area. And then further out to the west some trails  
out at the Chulatna Lake area. So as they looked at the  
potential options out there, each option has a greater volume  
of access modes available, a greater number of facilities  
established. Some of the later proposals call for I think up  
to eight or more public use cabins with several new ones being  
constructed, not just conversion of old cabins, administrative  
type cabins to public use cabins.

15 MR. BASNAR: Okay. Thank you.

16 MR. TWITCHEL: And certainly if the latter  
proposals which have the highest level of facilities and  
infrastructure is adopted, then it would provide many facets of  
access and the spectrum of type of use activities that  
currently aren't there now.

21 MR. EWAN: Any other comments, questions, on  
the Southside Development of Denali Park? Lee?

23 MR. BASNAR: I think I'd like to make a comment  
in general, and I appreciate Hollis' information and input here

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this morning on fairly short notice, but he's our local expert up there.

3 I think we have the potential here to have significant impact on subsistence use in a very small strip of land in Denali National Park. Now, when the Monument came into being back in what was it, '79 or whenever, the local people were impacted. And then they were told they could continue to use the Park addition after the terms changed from monument to addition, and could continue to use that area for subsistence purposes with no problem. And that has been the case up until now, with the exception of access. We're now denied access into the area on surface vehicles, all terrain vehicles or what have you.

14 But we've got several different factors here in looking at the Park. We've got Ahtna native land claims in some of these areas in the Park addition, which are squeezing out the subsistence users. We're not allowed to use that land. We've got the possible impact of this trail now bringing additional people into the area, which would apparently cause the construction of a 30 to a 50-campsite campground in non-Park land, but people using the campgrounds would, of course, tend to go through this small area that we can subsistence hunt in right now.

24 So I don't want to be obstructionist about it. I feel  
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that Park is big enough so that all user groups can be accommodated and should be accommodated, but I wonder about the 3- just how smart it is to bring that trail terminus right down into the Cantwell area, particularly with the high point of the year being August, which is when most of the hikers would be along the trail, and August is when we go out for caribou hunting, on the 10th of August. And then depending upon the season, we start hunting moose usually around the 20th or 25th of August. Right in that area.

10           So I would encourage the Council to take a hard look at this with the view to opposing this Windy Creek trail in the portion that would cross the addition to Denali National Park. 15 We have no objection to any trail network on the other side of the line where we're not allowed to use for subsistence purposes anyway.

16           And I'd be glad to answer any questions from a user point of view if any of the Council members have any.

18                       MR. EWAN: I have a question maybe for both of you. Do we know how much use there really is? I mean how much take of game in that particular area you're talking about?

21                       MR. TWITCHEL: There is a federal registration permit for moose and caribou in 13E, and we issue 50 permits, 23 an average, 50 permits a year for moose. And that policy is 24 one moose per household. So that pretty much encompasses

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nearly all the households in Cantwell come in and get permits. That allows hunting activities on Denali Park lands, as well as BLM lands further to the east. The number of moose that was actually taken and reported last year was three moose that was harvested out of Denali Park lands. I'm trying to recall the numbers.

7 Out of those 50 permits that we were issued, a little over half of them indicated they actually went out and hunted moose, and then we had a smaller percentage of those indicated they actually went onto Denali lands itself for the hunting activity and harvest. And I don't recall that number right off hand. It seems to me like it was in the neighborhood of around 13 or so. And out of those, only three people indicated they actually harvested off of Denali lands. There's about another three people indicated they harvested off of BLM lands further to the east. So we didn't have a high percentage of moose coming off Denali lands itself.

18 For caribou, the program there on the federal registration permit system is two moose per hunter. And that hunting season is a split season. It has a summer component as well as a winter hunt component. The information on the number of caribou that came off the Denali lands is pretty sparse. We have not had a real good return ratio from the permittees to this date, so I don't have any firm numbers for you. I know  
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there's been at least four to five caribou that's come of Denali lands from the harvest reports that have been submitted to date.

4           There's not a lot of caribou that utilize Denali Park lands during the hunting seasons. There is overlap between the Nelchina caribou herd and the Denali caribou herd. Portions of the Nelchina caribou herd utilize the areas to the northeast of Cantwell, and do cross over into the Park additions in the winter. So we know there is some limited harvest that occurs in the winter on Denali lands, but it's not -- has not been significant for the last few years, just because the caribou haven't travelled into that area in any numbers.

13                   MR. EWAN: Okay. Thanks. Any other question or comment?

15                   MR. BASNAR: Mr. Chairman, I'd like to make a motion.

17                   MR. EWAN: Okay.

18                   MR. BASNAR: I move that the Council address a letter to the Superintendent, Denali National Park, taking a position that opposes construction of any trail in the Park addition in the Cantwell area, and in the Dunkle Hills area, due to the possible adverse impact on subsistence uses.

23                   MR. EWAN: Is there a second?

24                   MR. LOHSE: I'll second it.

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1 MR. EWAN: The motion -- there's a motion to  
write a letter to the National Park Service Superintendent, is  
that correct, opposing the -- this is the -- what do you refer  
to this trail? Windy Creek trail?

5 MR. TWITCHEL: It's the Windy Creek trail.

6 MR. BASNAR: Windy Creek/Riley Creek.

7 MR. EWAN: Due to the adverse impact on game.  
Any further discussion on the motion?

9 MR. JOHN: Is this due to the adverse impact on  
subsistence?

11 MR. BASNAR: Yes.

12 MS. EAKON: Due to possible adverse impacts to  
subsistence users in the area?

14 MR. EWAN: That's the idea. Do you want to --  
go ahead.

16 MR. BASNAR: And you want me to read that  
again? Do you need that .....?

18 MR. EWAN: Go ahead.

19 MR. BASNAR: You want me to read it back again?

20 MR. EWAN: Do you want to restate your motion?  
go ahead.

22 MR. BASNAR: I was just .....

23 MS. EAKON: Lee Basnar moved that the Council  
address a letter to the Superintendent of Denali National Park

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opposing the Windy Creek to Riley Creek trail in the Cantwell area, and the Dunkle Hills area, due to possible adverse impacts to subsistence users in those areas.

4 MR. EWAN: Did you have a comment here?

5 MR. TWITCHEL: I was just wondering what the procedure or the constraints would be in terms of having official action taken by the Regional Council without it being on the agenda or in the public forum. I don't know, has that been brought up before the Council?

10 MR. EWAN: We did put it on our agenda this morning. Yes.

12 MR. TWITCHEL: Okay. I was under the impression that before any official or formal action could be taken by any committee or regional council that there is a need to at least hold that actions for the public forum. So I'm wondering is this meeting now in the public forum, open to the public per se?

18 MS. EAKON: Yes.

19 MR. JOHN: Are we in trouble already?

20 MR. EWAN: No.

21 MS. EAKON: No, this is a public meeting, public forum, all day today and this evening.

23 MR. EWAN: Okay. Any other discussion on the motion here?

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1 I'm going to, just for your information, abstain from  
voting, because I have -- I don't know the people out there.  
See does. I don't know what the people that live over in that  
area, whether they support this or don't support it or what.

5 I have heard comments in the past from the native  
people in that area that they would like to see this trail go  
ahead, and have this trail in through that part in that  
particular area, because it would help some of the local  
businesses. I don't know. I guess maybe it's some people, a  
few people. I don't know. Like I say, I don't know what you  
know over there. You live over in that area. I don't.

12 MR. BASNAR: No, I can comment on that.  
Certainly in any village there are people that will vote one  
way and vote the other, and there are certainly people in  
Centwell that if they have a business, they would be in favor  
of the trail if it would bring additional people into the area.  
14 No question about that.

18 There are also people who subsist and don't have a  
business who are opposed to bringing people into the area.

20 .....

21 MR. EWAN: Ralph?

22 MR. LOHSE: Mr. Chairman, I voted to -- I  
seconded this so we could bring it out for discussion, because  
I think things like this do need to be discussed, at least

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discussed to the point where we can express some of our concerns.

3           From what he said, it sounds like not a lot of subsistence hunting is actually done in that section in the park, but you never know whether, you know, maybe this is one family's traditional area that they've used all the time in the past.

8           I guess looking at it in one way, I'd have to say that it's possible that the improved access outweighs the interruption. The part that I fear is literally whether or our Park Service is capable of handling the emotional or whatever you want to call it impact of both consumptive and nonconsumptive uses in the same place, and the effect that that has on all of us as subsistence users in the State of Alaska.

15          I really have -- I really have difficulty believing that we can come up with clear enough interpretive signs that we don't cause an offense that might backfire on us as subsistence users.

19          We didn't have any report today as to whether or not any of those three moose were even taken in the Windy Creek drainage. I mean, that's -- that's a question that I'd really like to know.

23          Myself, I think that this idea of the conflict really does need to be part of your -- you know, part of your study

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when you -- when you start deciding what kind of impact you're having on subsistence, because when we're looking at subsistence, we're kind of looking at it from a long-term standpoint, and the last thing we need to do is to develop any additional political pressure against consumptive use in the park systems to begin with. And one of the ways that you bring that additional pressure to bear is by exposing it to people who have no history, have no -- maybe no liking or even are anti-consumptive use, and putting them both in the same place. 10 You actually encourage a conflict. And when you encourage a conflict, you're going to get repercussions, and the repercussions in our case are going to be detrimental to subsistence. It's going to be detrimental to the taking of game. That to me is my biggest conflict with this -- with a trail system that could be used for two purposes inside a park.

16 MR. EWAN: Any other comments? Questions? Are you ready to vote on the motion?

18 MS. EAKON: May I make a comment .....

19 MR. EWAN: Yes.

20 MS. EAKON: ..... as your coordinator? I as coordinator feel uncomfortable about taking any kind of action on a document when none of us has taken the time to read it and ponder on it. My suggestion would be that if you want to postpone any kind of action on this is -- before the deadline

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date of -- what, November?

2 MR. TWITCHEL: November 1.

3 MS. EAKON: November 1st. That you think about  
4 it and maybe you could direct your comments through me and if  
5 you want maybe do a telephone poll.

6 My concern is that the Council members take the time to  
7 look at the document and reach -- come to his own conclusion as  
8 to his thoughts on it. That is -- that is my concern,  
9 Mr. Chair.

10 MR. EWAN: Gary?

11 MR. OSKOLKOFF: If we do indeed vote on this  
12 issue, I'll vote in the affirmative for a couple of pretty  
13 basic reasons. One is that we have a situation that appears to  
14 be on track, going somewhere, and it is an opportunity to say,  
15 "go," or at least "wait a little while." And what we do here  
16 with this resolution is merely a suggestion. In the long run,  
17 this can be done without our concurrence as far as I understand  
18 it. So we are not absolutely saying "Don't do this."

19 MR. JOHN: We oppose it.

20 MR. OSKOLKOFF: We're opposed to the concept as  
21 we have heard it today, as we have seen it, as we understand  
22 it, as it has been explained.

23 And for that reason I think it's wise to vote in favor  
24 of the motion, because if you do not, and we all get lost with  
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our usual subsistence duties during this fall, and don't get back to Roy and a letter isn't drafted, then there's no one going on record as saying, "Let's at least put on the brakes."

4           For that reason, plus the second reason is that when there is a possibility of conflict, I think you should back up, study it, think about it for a little while, and when you are in an arena where -- which is my personal interest, subsistence, when you are in that arena, and you're dealing with those people, generally those people don't have the ways and means necessary to lodge a major protest as say a store owner who wants development in that area, or an organization or any other body. And I think we have to speak for those people who perhaps can't be here or can't afford to take time off in the middle of what is actually my hunting season right now to get this done.

16           Therefore I speak in favor of the motion.

17                   MR. EWAN: Go ahead and send .....

18                   MR. KNAUER: Mr. Chairman?

19                   MR. EWAN: Yes?

20                   MR. KNAUER: A matter of procedure. This body can certainly address a letter to the Superintendent of Denali National Park expressing its opinion in any regard. When you do so, you do so as any other member of the public. You carry no additional weight. However, you could also either and/or

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make a recommendation to the Secretary through the Federal Subsistence Board. In a case such as that, you then carry the weight of your body as a Council with the authorities that it carries. You could likewise send a copy of that same letter to the Superintendent. So you could address it in one of two ways, either directly to the Superintendent, in which case you carry the same weight as any other member of the public, or to the Secretary.

9 MR. EWAN: Okay. Well, any other discussion on the motion?

11 Like I say, I think I'm going to, rather than not vote  
 12 -- since Gary said we should take a vote one way or the  
 13 other, I'm going to oppose this motion, because -- I'll tell  
 14 you why. I think we don't -- there's a lot we don't know yet.  
 15 There's how much impact the trail would have on subsistence  
 16 users.

17 On the benefit side to the local community, I think we  
 18 should look at that. I think that if there's a lot of support  
 19 if I'd say 75% of the community, then why should we oppose it?  
 20 -- since I don't live in that community, I don't want to  
 21 take a position that -- against that trail if a large majority  
 22 this I don't know. That's what I was trying to get,  
 23 somebody -- does anybody have statistics that say, hey,  
 24 everybody's for this, or only ten people are for it, then I'll

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know what to do.

2           Ralph?

3                   MR. LOHSE: Roy, I think what Gary was saying  
 though is right. You know, what we're supposed to do is  
 consider it strictly from the subsistence standpoint. We're --  
 you know, I'm thinking down to issues that we've got in  
 Cordova, and if we were dealing with issues in Cordova, and  
 we're dealing with it as a subsistence resource council, it's  
 not in my position on this Council to worry about whether  
 somebody wants to have -- build a bigger motel, or it's going  
 to increase the local trade at the restaurants or the gas  
 stations. My -- on this Council, it's my position to say what  
 kind of impact does this have on subsistence? Even if there's  
 only one family, or two families out of the whole community  
 that use it as subsistence, it's what's our -- you know, does  
 this have an adverse effect on subsistence? Not does it have  
 an adverse effect on the community economically, monetarily, or  
 anything like that, but what's the effect on subsistence?

19           I guess I see potential conflict on subsistence right  
 here. And while I don't know if this is the position that we  
 should be acting or taking -- we don't know a lot about it.  
 The -- I'd like to say "go slow." And I'd like to say "go slow  
 and look at subsistence." And from a subsistence standpoint,  
 if this was me, and this was me sitting at the base of this

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trail and that's the valley where I took my moose out of, and I don't know if I've lived there for ten years, 20 years, 2,000 years, 12,000 years, it doesn't make any difference. Would I want -- as a subsistence user, would I want that trail in my back yard bringing people through where I do my hunting? My answer has to be no, so I have to vote in the affirmative against this as a member of the Subsistence Council, not as a member of a community.

9 MR. EWAN: Okay. Lee?

10 MR. BASNAR: Yeah. Mr. Chairman, the -- for the Council's information, the SRC, the Denali SRC has opposed this trail also, and, of course, I am a member of that SRC, but nevertheless there are eight other members on it.

14 So -- and again, I want to bring your attention to the fact that the motion specifically addresses adverse impact on subsistence uses. It has nothing to do with local stores or businesses that may be impacted, so I would just echo Ralph's comments that my motion when I made it was dealing strictly with subsistence uses. It has nothing to do with the economics of the area.

21 MR. EWAN: I think Fred had his hand up here.

22 MR. JOHN: Yeah. Thanks. I'd like to say I'd vote with Gary on what he said, because that goes to subsistence.

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1 MR. EWAN: Okay. Go ahead.

2 MR. TWITCHEL: Just a point to note, that this  
3 is the draft development concept plan, and that it could be  
4 modified and changed, and indeed if there is something lacking,  
5 it could be addressed, so if there is a concern about the  
6 potential conflicts analysis between subsistence and  
7 nonconsumptive users, then it certainly could be incorporated  
8 into this analysis. So there's nothing final in terms of what  
9 you see here.

10 MR. LOHSE: Which is .....

11 MR. EWAN: Yes?

12 MR. LOHSE: Mr. Chairman, which is why this is  
13 our opportunity to comment on it. I mean, because it is a  
14 draft. We're not canceling something. We're saying, "This is  
15 a concern, put this concern in in your thinking." And this is  
16 the time period to do it.

17 MR. EWAN: I think I understand. I just -- I  
18 just feel uncomfortable. If you feel -- you know, my vote will  
19 stay the same, because I feel uncomfortable voting on something  
20 that is not from my area. I'm not knowledgeable about the  
21 people over there, what the majority of subsistence users feel  
22 about it. I don't know.

23 I am -- what are the -- will you have a trail there  
24 anyway? Maybe people can access that area anyway?

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1                   MR. TWITCHEL: Well, currently, from the cabin  
itself, the Windy Creek Cabin on, there's no trail, formal  
trail. It's basically hike as you choose, cross country. The  
only place where there is a previously travelled route is that  
area that goes from the community of Cantwell to the Windy  
Creek drainage itself. And in that location there is an  
already existing route.

8                   MR. EWAN: Okay. If there is no further  
discussion, I guess we're ready to vote?

10                  MR. BASNAR: Do we -- one final comment that  
Bill Knauer brought up. I would be willing to amend the motion  
to include a letter to the Secretary if the Council feels that  
that's a better way to go. I'm not sure how I feel on that,  
but could we have some discussion on that? I'm certainly  
willing to amend the motion.

16                  MR. EWAN: Yes, Ralph?

17                  MR. LOHSE: We're -- I think if we're taking  
action, we should send it to both parties.

19                  MR. EWAN: Do you want to restate then, or do  
you want to .....?

21                  MR. BASNAR: Okay. I'll amend the motion to  
add in addition to the Superintendent, Denali National Park, a  
letter to the Secretary of the Interior.

24                  MR. EWAN: Any discussion on the motion? Is

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there a second to the .....

2 MS. EAKON: So it's going to .....

3 MR. EWAN: ..... second to the motion?

4 MR. LOHSE: I'll second it.

5 MR. EWAN: Second. There's a second. Further  
discussion on the motion? This is the amendment, is to add the  
Secretary of Interior, a letter to the Secretary of Interior.  
I think we're ready to vote. On the amendment first, all in  
favor of the amendment, say "Aye"?

10 ALL: Aye.

11 MR. EWAN: Opposed by the same sign? Are you  
ready to vote on the main motion? All in favor of the main  
motion, say "Aye"?

14 MR. BASNAR: Aye.

15 MR. KOMPCKOFF: Aye.

16 MR. ROMIG: Aye.

17 MR. OSKOLKOFF: Aye.

18 MR. JOHN: Aye.

19 MR. LOHSE: Aye.

20 MR. EWAN: Opposed by the same sign? Aye. The  
motion's carried.

22 I guess we're all ready for lunch, right? About ready  
for lunch? Go ahead, Ralph?

24 MR. LOHSE: I'd like to restate the motion that

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we voted on before we had our break, Mr. Chairman, if it's okay with you. I would like to state the motion to say that .....

3 MR. EWAN: Could you -- which motion are you talking .....

5 MR. LOHSE: The motion that dealt with Tetlin and Northway.

7 MR. EWAN: Oh, okay.

8 MR. LOHSE: I would like to say that as a Council we vote for the inclusion of Northway and Tetlin in the resident zone of the Wrangell/St. Elias National Park, which was our intent to begin with, but I'd like to state it directly for clarification. It was explained to us that it needed clarifying.

14 MR. BASNAR: Would you say that again, please?

15 MR. LOHSE: That I would like to vote for the inclusion in the resident zones of Wrangell Mountain National Park, Tetlin and Northway. We voted for their inclusion as part of the study, but like was pointed out, it could be interpreted that all we were voting for was the study. Our intent was that they should be included, and that they should be studied for inclusion, but they should be included. And so I would like to clarify the motion by remaking another motion that says we vote -- that we vote that Northway and Tetlin be included in the resident zones of Wrangell/St. Elias National

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Park.

2 MR. JOHN: I'd like to second that.

3 MR. EWAN: Is this in the form of a motion  
again, or is this .....?

5 MR. LOHSE: It's a formal motion.

6 MR. EWAN: Okay.

7 MR. LOHSE: And it clarifies our intent, that  
we didn't just want it studied, we wanted them included.

9 MR. EWAN: Okay. There's a motion and second.

10 MR. BASNAR: He seconded it, yeah.

11 MR. EWAN: Yes. Uh-huh. Go ahead.

12 MR. BASNAR: Okay. Well, we're right at the  
same situation that we just were. You weren't comfortable  
voting for something you didn't know anything about. I've  
never been in Tetlin in my life that I remember, and I don't  
have any information in front of me.

17 It was my understanding that we were voting to include  
them in the study, and this is -- this is an entirely different  
situation, and now I don't have any information on which to  
base a vote.

21 I'm kind of in the situation you were, Mr. Chairman,  
with the -- with the vote we just concluded. If the people in  
Tetlin didn't come forth and say, "Why were our rights taken  
away from us," and they've had ten or 12 years, or however long

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it's been, I kind of again am a little uncomfortable with trying to include them in a zone when they themselves haven't come forward and said, "We want to be in the zone."

4           Personally, I feel they should be in the zone. I have no objection to that. But I do have an objection to asking for my vote based on zero information on that particular problem.

7           MR. EWAN: Okay. Any other comments? Yes, Ralph?

9           MR. LOHSE: Could any of the other -- could any other members of the Council clarify the situation for Lee?

11          MR. EWAN: Gary?

12          MR. KOMPCKOFF: I think if we're going to use those grounds for abstaining from votes in the future, we're going to -- we're going to be abstaining from an awful lot of votes. We have to go with the information that's presented to us at a given time. We -- I don't understand why abstain? You know, we're not going to have all the information that we need every time. We're going to have to vote with the information that's before us, and I think this is a situation that's going to come up time and time again.

21          MR. JOHN: Well, like I say, -- well, I'd like to say again, I'm from that area. I'm from -- most of my relatives are Tetlin and Northway, And what I say Northway, like I said before, I want this to go on record, that they're  
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from the area inside the Park area, Batzulnetas, Sushana, Nabesna area. The Demmitts, the Franks, the -- in fact, the majority of Northway originated from that area, and Tetlin -- and from Tetlin. And since that time, even Mentasta didn't have any -- didn't have any really -- the council that was in Glennallen area, we didn't -- we didn't have really a voice in that. It was mostly the people from Tok and Slana area that had impact on votes and impact in the area, because they were pretty strong in there. Tetlin, Northway and Mentasta, we didn't -- we didn't really participate in that, because we didn't feel like we were represented. We didn't feel like we were part of that subsistence issue that was supposed to be there for the native population, native village, and we didn't in Northway, and I believe Tetlin was -- is more isolated than Northway is. Northway had little impact on that. But Tetlin is an isolated community, and they didn't -- they didn't really in what we heard was first that they -- when that park came to be, that they -- their subsistence lifestyle would be protected. And I felt that they felt that all along, they didn't need to be participating.

21 MR. EWAN: I think I gave you pretty good background information, Lee. My statement earlier that when they did what I guess you would call scoping meetings, or something, meetings prior to withdrawing the lands out in that  
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area, they came to the communities and promised that their rights would be protected, and based on that, I just see we ought to right something that's wrong, you know. The community's very near -- if they were out here, like Tok is, then I'd have a problem with it maybe. But they're a lot closer to the park than Tok is way out here, and Tok, like I said the other day, pretty much sprung up in the 1940s, while this -- these communities, these people as Fred stated have been migrating back and forth around that area for years and have, I think, a long history of subsistence use.

11 I mean, I think it's the native's nature to take for granted that you'll be -- you'll be protected if somebody promised you that your rights would be protected. So that's -- I'm just trying to right a wrong. I'm not -- you wouldn't hurt my feelings if you voted against it, Lee. I really don't -- I wouldn't care.

17 MR. BASNAR: Well, I'm not going to vote against it, but I just want to make certain that this Council takes into consideration all available information before we vote. I sat on a council previously in which we didn't do that. It was sort of a good old boy network, and if Sammy Jones said, "Hey, I've got an idea," then Billy Smith would second the motion, and somebody else would say "Amen," and we went forth, and therefore, I don't think the credibility level

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was very high. I want to make certain that this Council does establish that kind of credibility that we've got a record, that -- a reputation of carefully considering the information. And that's my -- that's my only objection to this, if I do have any objection.

6 MR. EWAN: Ralph?

7 MR. LOHSE: Well, I think one thing that would clarify it real quick is if we had a map sitting here that showed the location of these resident zone communities and the location of Northway and Tetlin. It would kind of give us a perspective on what communities have been included and what -- and where other communities sit that haven't been included. And I think any of us doubt the fact that historically, because of the migration pattern -- I mean, because hunters go where game is, is the -- for lack of a better way of putting it, .....

17 MR. EWAN: Uh-huh.

18 MR. LOHSE: ..... that in the past hunting pressure has taken place in that area from everybody that lives in that area. Especially now we have a road system.

21 Talking with the Park men, a lot of those people have driven down the road system and driven up the Nabesna road and hunted in there, if you want to take recent history. And they're closer than some of the people who have been included

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in the resident zone who use the Nabesna road system and other access roads into the Park, too.

3           So, you know, I think a map and -- would be very helpful. And you don't happen to have one handy, do you, that shows the resident zone cities? Or could you point them out on the map for me?

7           MR. WELLS: Yeah, I could. We could get a map pretty easy here if you want to do it after lunch, or I could point -- that map's fairly small.

10           MR. EWAN: You've got a comment there, Fred? Go ahead.

12           MR. JOHN: Yeah. I would just like to say, Lee, if I -- if I didn't know anything about it, I'd vote no on it, you know, myself, and not -- there are probably a lot of other things that come up that I -- unless I feel comfortable with it, you know, I'll vote -- but I'm like Lee, I would say I want to know something about something before I vote.

18           But this I will vote, you know, for inclusion.

19           MR. EWAN: Gary?

20           MR. KOMPCKOFF: Mr. Chairman, realizing that we have promised people an opportunity to speak at 1:00 o'clock, 22.....

23           MR. EWAN: Yeah.

24           MR. KOMPCKOFF: ..... move to recess for lunch

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at this time.

2 MR. EWAN: You don't want to deal with this  
motion first? Later on or what?

4 MR. LOHSE: We can't recess with a motion on  
the floor.

6 MR. JOHN: And I second that.

7 MR. KOMPKOFF: Well, yeah, take care of the  
motion first. I didn't know how long the discussion was going  
to go.

10 MR. EWAN: Okay. Are you ready to vote on the  
motion? All in favor of the motion, say "Aye"?

12 ALL: Aye.

13 MR. EWAN: Opposed by the same sign? Motion's  
carried.

15 We'll recess for lunch. What time do we want to come  
back, right at one?

17 MR. KOMPKOFF: We have to. That's the  
public .....

19 MR. EWAN: Yeah. Fine.

20 (Off record)

21 (On record)

22 MR. EWAN: I will call the meeting back to  
order. Council members are to take their seats, please?

24 Okay. This afternoon we were supposed to be taking up

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public comments. So far we have only one person that came forward that wanted to present something, but it was in writing, and the person didn't want to get up and speak, so we're going to hold off on that. You've got a copy of -- the Council members got a copy of the proposal that this person brought to the meeting.

7 But before we get going with any other business here, Helga wants to bring up something that ANILCA that pertains to 9- to what?

10 MS. EAKON: If you will look in your heading number four, at your copy of ANILCA, please look at section 605, which is headed local and regional participation. It's under tab four of your booklet. Go down to paragraph C, and I will read it verbatim.

15 "The Secretary in performing his monitoring responsibility pursuant to Section 806 and in the exercise of his closure and other administrative authority over the public lands, shall consider the report and recommendations of the regional advisory councils concerning the taking of fish and wildlife on public lands within their respective regions for subsistence uses. The Secretary may choose not to follow any recommendation which he determines is not supported by substantial evidence, violates recognized principles of fish and wildlife conservation, or would be detrimental to the

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satisfaction of subsistence needs. If a recommendation is not adopted by the Secretary, he shall set forth the factual basis and the reasons for his decision."

4 I have sat in on a couple of Federal Subsistence Board meetings, and they always -- they always look at the evidence. 6 For any kind of proposal to change regs, they want to look at the data. And our attorney right before -- when we broke for lunch, pointed this out, and I think he has a couple of good points here.

10 With all due deference to the members of the Council, you know, when you were talking about your motions on the South Slope Development of the Denali National Park, he brought out that it would have been good to have letters from residents who might be potentially adversely impacted by this trail to boost us -- to boost up our motions. And the same for the motion on the inclusion of the villages of Northway and Tetlin in the national park study, and inclusion in the village resident zones.

19 I just wanted to bring this out, because in the future when we consider these proposals, we want to make sure that we have as much evidence that we can gather to support any kind of recommendations we do. I just wanted to bring that out to your attention.

24 MR. EWAN: All right. I'd like to here some  
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comments from the board on how we should proceed today, since we only have one proposal before us this afternoon. It's in a written form. The person does not want to get up and speak. How we should proceed with this?

5 MR. BASNAR: Is the person available to answer questions, if we have questions?

7 MR. EWAN: Yes, she's way in the back in the corner right there.

9 MR. BASNAR: Okay. Can we -- it's going to take some time to read through this.

11 MR. EWAN: Okay. Can we hold off on this, if this okay, we have it open for public comments, and just ask if anybody else here is -- wants to make public comments here on any issue, subsistence issue?

15 If not, then I think the Council can go into other areas of discussion, you know, that we didn't finish this morning, like the Lake Clark, I don't know, parks, just general discussion on the parks. Subsistence I guess, Gary, is that what it was about? The Lake Clark?

20 MR. BASNAR: At what point are we going to take up this?

22 MR. EWAN: I want you to have time to read it. 23 thought we'd just take care of other business so you could be reading it while we take care of some of this other

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business.

2 MR. OSKOLKOFF: The quick point I wanted to  
make in regards to Lake Clark was that it is my understanding  
4- it was pointed out to me that the charter for that park is  
5- specifies that the Bristol Bay area shall appoint all three  
members to that park resource commission. And I would suggest  
that not at this meeting, because we won't have time to  
evaluate all the information on that area, but that we invite  
whoever is in charge -- do you have the name of the person who  
is in charge?

11 MR. SUMMERS: Ralph Tangy is the  
Superintendent.

13 MR. KOMPCKOFF: Okay. And .....

14 MR. SUMMERS: Excuse me. Mr. Chairman,  
Clarence Summers from National Park Service. Ralph Tangy is  
the Superintendent of Lake Clark, Joe Fowler is the subsistence  
coordinator.

18 MR. OSKOLKOFF: And I would suggest that we  
invite these gentlemen to address us regarding that concern  
that I have that the Cook Inlet area, or the Southcentral  
Advisory Council's area, does not have a representative to the  
commission. Even in the capacity of it being informational, I  
think it's wise that we be involved in decisions that are made  
there, because that area was traditionally used at least to my  
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knowledge by the Ninilchik and the Kanaitze tribes in that area. And I just would hate to let that go by the wayside, become a precedent, and perhaps never have a chance to bring this issue back up again.

5           The reason that I brought it up on this agenda as to just waiting for next -- for the next meeting is that we have these meetings -- apparently according to what I understand, they're going to be pretty rare, and that the charter lasts, I believe you said, two years? The charter will be up. And hopefully by that time we can come to some understanding, perhaps with the council from Bristol Bay and the resource commission from that area.

13                   MR. EWAN: Any other comments on that? Lee?

14                   MR. BASNAR: A little background on that, for what it's worth, Gary. The State regional council, when it existed, this Southcentral Region had one appointment to Lake Clark, and was never able to fill it. Didn't find anyone that was -- would volunteer or met the appropriate criteria. That may well have changed, and that's just a comment for background information.

21                   MR. OSKOLKOFF: And I appreciate that comment. That -- it's part of the concern and my reason for wanting more time to research the background of this, in the fact that we may have a situation in which the criteria are put together

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in such a way that people from my area, from the Kenai Peninsula, could not possibly meet it, yet they have historically used it over all this period of time, and now to suddenly have a line drawn on a map and be basically eliminated from decisions and then possibly eliminated from even the use of it at some point is what I'm concerned about. So that was my reason for bringing it up.

8 MR. EWAN: Anybody else have a comment on this?  
9 You want to put it on the next meeting agenda?

10 MR. OSKOLKOFF: Yes, please.

11 MR. EWAN: Okay. If there's no objection,  
12 we'll have that on the next meeting's agenda. If there's no  
13 other comment on it right now? Okay. Thank you.

14 It was pointed out to me that the people in the back  
15 have a hard time hearing, so I guess we should start speaking  
16 up. Our mikes are just for the lady over there pretty much to  
17 be able to hear us, and it's not intended for the people in  
18 back to hear. So if there's anybody that wanted to make a  
19 statement up here today, try to speak loud enough -- we could  
20 hear you up here if you're sitting at that people, but people  
21 in the back there want to hear and should be able to hear.  
22 We'd like to speak up a little bit.

23 The thing that we can take up now is the development of  
24 proposed regulations. Maybe we could have Robert Willis talk  
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about how again maybe. You explained a little yesterday about how we can best develop regulations. Robert?

3 MR. WILLIS: Thank you, Roy. Probably the most important thing is to be very specific as to which regulation you think needs to be changed, why that regulation needs to be changed, what effect the change will have on wildlife populations, and what effect it will have on the subsistence user who utilize those populations.

9 As I discussed yesterday, we in the past have gotten a number of rather vague proposals. These have to be -- when we get one of those, we have to try to contact the person who submitted the proposal, find out exactly what they wanted. If they were talking about a season length and they wanted it increased, we had to know do they want it increased at the same time of the year, do they want it extended in the early part of the year, the latter part of the year. If it's a bag limit, does it apply to both male and female let's say of the species.

18 And as I pointed out also, that we have developed a form to aid people in submitting proposals. You have copies of the form and also instructions as to how to use the form in your packets. We encourage you when you go back to your villages and take these forms and distribute them. If you need extra copies, I'm sure we can furnish you with as many copies as necessary. Try to get the information that is on these

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forms.

2           The people will probably need your help in some cases  
in filling them out. In the past we have gone to public  
meetings and had people come to us with the form, and we've  
helped them fill them out. I'm sure you'll be called on to do  
some of that also.

7           The form is relatively simple, but some of the  
information may not be readily available without looking to  
another source, and here again there are a number of people who  
will support you in obtaining information for proposals who are  
out in the field. All the agency people, Park Service has  
biologists and anthropologists; the Forest Service has similar  
people; the Fish and Wildlife Service has people in refuges;  
the State Fish and Game people in the field are also very  
helpful. You need to utilize all these people in order to  
develop your proposals. They can provide you information which  
will help to write up the proposal, not only to get -- to make  
it clear, but also to get to exactly what it is you're trying  
to do with that proposal.

20          We deal with these people from our office on a regular  
basis. We will also be in contact with them. Not knowing how  
many proposals we'll get, it's hard to say how much time we'll  
have to spend on each one. But suffice it to say that the more  
time we have to spend on individual proposals, the better the  
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analysis that we can do on that proposal. And you can help us  
a great deal in that regard by trying to provide as complete  
information as possible, and following these forms and these  
directions.

5 MR. EWAN: Is that it?

6 MR. WILLIS: That's it. Any questions?

7 MR. EWAN: Thank you. Anybody got any comments  
about this development of regulations? Or questions?

9 If not, there's another I guess informational type of  
thing. It's not in the form of a recommendation, but somebody  
said we ought to bring up the issue of reporting of harvest of  
game out in the various units. I'd like to have somebody that  
13 do you want to talk about that, Bill?

14 MR. KNAUER: Sure. I think you saw it this  
morning. One of the first things that you wanted when you were  
talking about the Denali Southside was wanting to know what the  
harvest was and where it was from. And it's very important,  
that type of information, because that's one of the critical  
things that you folks are going to be looking at, as will each  
council when they evaluate proposals. And so it is -- it's  
very critical that rural Alaska residents report their harvest  
so that the information is available to the decision makers and  
the advisory councils so that they can make sound decisions  
relative to fish and wildlife issues.

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1 MR. KOMPCKOFF: Who would they report that to?

2 MR. KNAUER: Your harvest reports, there are  
regular forms that are sent in either to the State or to the  
Federal Subsistence Program relative to harvest, depending upon  
what type of permit it is, and what species. But it's the  
information that's gleaned from those that helps determine what  
the use is, essentially the customary use in an area, what the  
level has been over a period of time.

9 MR. EWAN: You -- the federal -- the BLM I  
guess that administers the permits and stuff like that, I  
guess, don't they have harvest tickets or something like --  
similar to the State that .....?

13 MR. KNAUER: It depends on which area, what  
agency is issuing the permits. Up in -- up in your area I  
think both the BLM and I think the Park Service may be also  
issuing the permits up there, but I'm not sure.

17 MR. WELLS: Just BLM.

18 MR. KNAUER: Just BLM? Than you. But it  
varies as to which federal office happens to be in an area and  
where the hunting is taking place.

21 MR. EWAN: Lee?

22 MR. BASNAR: I don't understand it. Are you  
asking us to take some action, or are you just making a comment  
that it's important that people send in the .....?

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1                   MR. KNAUER: It's important, and if you have a  
chance to make a point at a local advisory committee or  
standing around chatting with your friends or acquaintances,  
you can stress the importance of the information, because it  
will help you folks come to better decisions on recommending --  
recommendations to the Board.

7                   MR. BASNAR: Well, it's my understanding, it's  
8- I don't think it's ever been done, but I think the provision  
is there that if a hunter doesn't respond with a harvest ticket  
or a harvest report within the appropriate period of time, he  
gets a reminder, and that gets done because we all forget, but  
after two or three or four years of ignoring the harvest  
report, I think the provision in the law allows withholding a  
hunting privilege. So I would think that wouldn't be much of a  
problem. I mean, do we have a problem here or don't we? I  
don't know.

17                  MR. WILLIS: It's the most chronic problem that  
we have, Lee.

19                  MR. BASNAR: Is it?

20                  MR. WILLIS: Yes, it is. And it's the most --  
it's the thing that makes evaluating proposals the most  
difficult is not reporting or under-reporting of harvest. Some  
people in some areas are very resistant to reporting, so -- for  
whatever reason. Just like some people are resistant to any

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type of regulation. They simply don't like to tell you how many animals they take, or what species or what sex they take.

3 MR. BASNAR: Probably they don't want you to know their favorite hunting spot either.

5 MR. WILLIS: Possibly.

6 MR. BASNAR: I didn't realize that was a big problem.

8 MR. KOMPCKOFF: You're just relying on those reports rather than subsistence harvest surveys? You're not doing any surveys at all?

11 MR. THUMA: Yeah, actually we do rely on surveys a lot. We rely on ADF&G's surveys a lot, and we're doing some of our own surveys with TCC and AVCP. So we do use subsistence surveys.

15 A lot -- the problem we're discussing here is we have fairly decent returns for the road connected areas. It's some of the Bush communities where our returns, harvest ticket returns start getting really poor. That's probably why, Lee, you haven't encountered it so much in your area. Most of the road connected areas are pretty good about returning their harvest tickets.

22 MR. BASNAR: Okay. Thank you. I'd like to make a comment about that. I think it's a very good idea to get more people informed about the importance of turning in

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those harvest report. And not only from subsistence users, but non-subsistence users also, because they impact subsistence use quite a bit I would say. I guess that's it on that.

4 Are we ready to talk about the only proposal we have,  
or public comment we have here today through written form?  
6 I'll just leave it up to the Council members to decide what you  
want to do with this?

8 MR. BASNAR: I need to read it first.

9 MR. EWAN: Okay. Gloria, you didn't want to  
testify, right? You didn't want to .....?

11 MS. STICKWAN: No.

12 MR. EWAN: Well, then -- okay. Why don't we  
take a few minutes then to read it if you want to, since we've  
got some time. Do you want to recess for a couple minutes?  
Five-minute recess?

16 MR. BASNAR: Yeah, I've got have some time to  
study it.

18 MR. EWAN: Yeah.

19 (Off record)

20 (On record)

21 MR. EWAN: Okay. We'll start the meeting  
again. First of all, we'd like to have Gloria Stickwan come up  
and maybe answer questions.

24 But first I'd like to have Ralph read the portion of  
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that proposal, and maybe if you want to read -- continue reading, read that section that they're referring to in the letter also.

4 MR. LOHSE: Okay.

5 MR. EWAN: Could you do that, Ralph?

6 MR. LOHSE: Yeah, I can do that.

7 It's a letter from Gloria Stickwan, Copper River Native Association, Drawer H, Copper Center, Alaska 99573. Regional Issues.

10 "Currently the sport and personal use hunting is allowed under the State regulations on federal public lands. The needs of people who are customarily and directly dependent upon the resource as the mainstay of their livelihood are not being met with respect to moose in the Ahtna Region.

15 "Many of the natives in the Ahtna Region have expressed their opinions at the State Board of Game Meetings, March 17th, 1993, in Anchorage, emphasizing the difficulty of getting moose because of the influx of urban hunters and rural hunters, and because of the limited hunting seasons imposed upon them. The hunting day of the moose season limits the hunting season and makes it hard for the natives to get a moose.

22 "The three criteria, contained in 36 C.F.R. 242.17, should be applied on a community basis to allocate for subsistence use fairly so that the people who are most

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dependant upon wildlife for their livelihood will have their needs met.

3        "We specifically ask that the Regional Council to take the following actions:

5        "One, to eliminate sport and personal use hunting by non-rural residents on the federal public lands in Game Management Units 13, 11, 12, and 20, those areas used by residents of the Ahtna Region's villages;

9        "Two, to allocate moose in the Ahtna Region on a community basis by applying the criteria contained in 36 C.F.R. 242.17, so that communities which are most dependant on subsistence with the least available alternative resources are assured enough foods to meet their needs; and

14       "Three, to remove the restrictive season currently imposed on subsistence moose hunters in the Ahtna Region and allow year-around moose hunting on a community quota allocation method for the communities in the Ahtna Region."

18       And I will read from the Federal Register, page 22956, section 17 C.F.R 36, part 242.

20       "Determining priorities for subsistence use among rural Alaskan residents. (A) Whenever it is necessary to restrict the subsistence taking of fish and wildlife on public lands in order to protect the continued viability of such populations or to continue subsistence uses, the Board shall establish a

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priority among the rural Alaskan residents after considering any recommendation submitted by the appropriate regional council.

4           "(B) The priority shall be implemented through appropriate limitations based on the application of the following criteria to each area, community, or individual determined to have customary and traditional use as necessary.

8           "Criteria one, customary and direct dependence on the populations as the mainstay of livelihood.

10          "Criteria two, local residency, and

11          "Criteria three, the availability of alternative resources.

13          "(C) If allocation on an area or community basis is not achievable, then the Board shall allocate subsistence opportunity on an individual basis through application of the above criteria.

17          "(D) In addressing a situation where prioritized allocation becomes necessary, the Board shall solicit recommendations from the regional council in the area affected.

20                   MR. EWAN: Thank you, Ralph. I guess you have a proposal before you for the Council to consider. I just -- do you have any comments, questions? Gloria was willing -- she said she would be willing to come up and answer questions.

24                   MR. BASNAR: Yeah, please, I'd like talk to

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her.

2 MR. EWAN: Come on up, Gloria. Lee, did you  
have a question?

4 MR. BASNAR: Yes. I'll start it off. I think  
we're probably going to have several questions.

6 Hello, Gloria. Thanks for coming.

7 In your specific comments here in number one, you  
request to eliminate sport and personal use hunting by  
non-rural residents, yet up in the second paragraph of your  
comment you say you have difficulty getting moose because of  
the influx of urban hunters and rural hunters. So I'm a little  
bit confused.

13 And then you go on and specifically referring to your  
first request, you say, "Eliminate sport and personal use  
hunting by non-rural residents on federal public lands," and  
then in parenthesis, "those areas used by residents of the  
Ahtna Region's villages."

18 The Ahtna Region would include Glennallen, Cantwell, I  
guess. So is that what you're saying specifically? Any  
village within the region of the Ahtna Regional Corporation's  
lands? Any village whatsoever?

22 MS. STICKWAN: Just Ahtna villages that were  
there traditionally for many, many years. Those are the  
villages I'm talking about.

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1 MR. BASNAR: So you're talking strictly the  
native population in the villages, am I correct there? I want  
to make sure I'm clear.

4 MS. STICKWAN: There's competition between the  
rural -- in the rural area, too. I mean, there's like 3,000  
people out there. Even in our own area we have competition  
with our rural areas, and there should be a criteria set up so  
that the people who are most dependant upon the moose should be  
able to have that first chance to get a moose. That's what I'm  
trying to say.

11 MR. BASNAR: So you would exclude rural  
residents?

13 MS. STICKWAN: There should be a priority  
system set up. I'm not excluding them. I'm just saying that  
there should be a priority system set up so that these people  
who are most dependant upon them get the first choice, first  
chance to hunt.

18 MR. BASNAR: Okay. I have several other  
questions, but I think I'll just pass them on to someone else  
for the .....

21 MR. EWAN: Could I .....

22 MR. BASNAR: ..... time being.

23 MR. EWAN: ..... comment on what -- the  
question that you -- she just answered? I think she's talking  
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about sport hunting and I guess, what did she say, personal use hunting?

3 MS. STICKWAN: And rural hunters, too.

4 MR. EWAN: Yeah. But if you're a subsistence hunter, you live out there, that doesn't eliminate -- we're not talking native/non-native thing here. We're talking subsistence .....

8 MR. BASNAR: Well, we .....

9 MR. EWAN: ..... versus the other uses.

10 MR. BASNAR: We're into a definition problem here, because rural in Game Management Unit 13 at least, everybody that lives in GMU 13 is considered a rural resident, yet Gloria is not excited about every rural resident being able to hunt in the area that people from her village hunt in, for example.

16 Am I correct in what I said, Gloria? Do you want me to rephrase that? It is .....

18 MS. STICKWAN: If there's a shortage, like Mentasta herd, why couldn't there have been -- why couldn't have the natives have gotten a chance to hunt?

21 MR. BASNAR: Okay. Are you referring to moose and caribou in this, or just one or the other?

23 MS. STICKWAN: Probably both, yeah.

24 MR. BASNAR: Okay. When you say the Mentasta

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herd, I know you're talking about the caribou. What is the situation on the Mentasta herd now? Is it by permit only?

MR. WELLS: It's .....

MS. STICKWAN: The Mentasta herd, well, that's nobody can hunt the Mentasta herd.

MR. BASNAR: Completely closed?

MS. STICKWAN: Yes.

MR. BASNAR: Jay, have you got something to .....

MR. WELLS: Yeah. The Mentasta herd hunt was closed last year to both subsistence and sport hunting. It hasn't been opened to sport hunting resident hunters for some time, several years. It was closed last year to subsistence because of a low calf recruitment. And this year. But, you know, if it -- if that population turned around some, it may be opened again perhaps next year and the year after.

But I think what Gloria is talking about is that we're in an 804 situation. It's basically a federal tier two. 804 requires first off that we provide for subsistence users, that subsistence receive a priority over sport use, and then once sport hunting -- if sport hunting must be eliminated to provide that subsistence priority. Then you allocate amongst the eligible subsistence users based on their proximity and direct dependence on that resource and availability of alternative

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resources. And I think that might be what this proposal's getting at.

3 MR. BASNAR: Well, I understand that, but that was apparently not done in this case if hunting was just closed.

6 MR. WELLS: Yes.

7 MR. BASNAR: Subsistence users were not given a preference on the Mentasta herd for a .....

9 MR. WELLS: Yes.

10 MR. BASNAR: ..... for a valid, biological reasons I assume.

12 MR. WELLS: I'm sorry, can you repeat that?

13 MR. BASNAR: Yes. In this particular case, apparently that did not happen. In other words, subsistence users were not given a priority. The hunting of the Mentasta herd was just closed completely?

17 MR. WELLS: No, they were given a priority over sport hunters. Sport hunting was closed several years ago. And it was only .....

20 MR. BASNAR: Okay.

21 MR. WELLS: ..... eligible -- open to eligible subsistence hunters. And then it never got into a situation where we had to determine who was more eligible of the subsistence users. The population dropped down, and it was

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closed to all subsistence hunting. It was on a registration permit hunt for two years that the Park Service managed and several years before that on -- when the State managed, just for subsistence hunting.

5           For example, if it opened up next year where they said  
6- you know, the harvest over the last years have about 30  
animals or so. Or 20 to 30 animals. If it opened -- if it  
opened up next year, if it could open up, and there was too  
much demand for the harvest quota amongst the eligible  
subsistence users, then you would be obligated to go to an 804  
where you'd determine basically who's more eligible amongst the  
subsistence users. We haven't gotten to that point yet.

13                   MR. BASNAR: Okay. Thank you.

14                   MS. STICKWAN: Eventually you will have to face  
this as more people move out there, and the population  
increases in years, you will have to deal with this.

17                   MR. EWAN: Ralph, do you have a comment?

18                   MR. LOHSE: Gloria, I need to ask a couple  
questions here, too. Again, we're looking -- we're looking at  
this from a proposal standpoint, so some things have got to be  
defined in it, and it's, you know -- like it says, we'll just  
take section one, because that's where we're on right now,  
because it -- these are things you specifically ask.

24           You say "to eliminate sport and personal use hunting by  
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non-rural residents in the federal public lands in Game Management Units 13, 11, 20 -- 12 and 20." And then you've got in parenthesis, "Those areas used by residents of the Ahtna Region's villages."

5 I've got about three questions I'd like to ask you on that. Do you mean eliminate all sport and personal use hunting? I mean, -- or caribou personal use and moose personal use or -- I know if you take Unit 11, you've got -- in Unit 11 you've got the park preserve, and I know there's some sheep hunting up in there. Basically is what you're asking that you eliminate all hunting, or are we talking specifically about moose?

13 Like he was explaining to us before, we need to make specific proposals, so would this be specifically -- in number two you go straight to moose, so .....

16 MS. STICKWAN: Moose and caribou.

17 MR. LOHSE: ..... so you're talking moose, to eliminate all moose and caribou hunting, is that what you -- is that the intention of what you're writing right there?

20 MS. STICKWAN: (Nods affirmatively)

21 MR. LOHSE: Okay. All moose and caribou.  
22 Okay.

23 MR. EWAN: Except subsistence.

24 MS. STICKWAN: Those are the two things .....

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1 MR. LOHSE: Yeah. No, but what -- but she says  
2 to eliminate -- okay. To eliminate all moose and caribou sport  
3 and personal use hunting. Now, am I correct? I'm right that  
4 far then.

5 By non-rural residents on federal public lands in Game  
6 Management Units 13, 11, 12 and 20. And then you've got in  
7 parenthesis, "those areas used by residents of the Ahtna  
8 Region's villages." Now, are you -- do you mean all of 13, 11,  
9 12 and 20, or just the areas in proximity to the villages or  
10 the areas that are traditionally used by the villages? Or -- I  
11 mean, again, I have to think of it in terms of where I used to  
12 live out there, like I lived out by McCarthy. And technically  
13 speaking, I didn't see much usage out in that area. In fact  
14 there was a lot of winters we were the only people that were  
15 living out there. That was a long time ago.

16 That -- I'm -- do you mean to close all of Unit 11, or  
17 just the areas that are currently used by the Ahtna villages?  
18 What was your intention is what I was getting at, you see?

19 MS. STICKWAN: Probably all of the areas,  
20 because .....

21 MR. LOHSE: Close all of Unit 11?

22 MS. STICKWAN: ..... we use it currently right  
23 now. There's not very many areas that they do hunt, because  
24 all of their hunting places were taken. There -- they .....

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1 MR. LOHSE: Okay. So you would .....

2 MS. STICKWAN: ..... have competition.

3 MR. LOHSE: ..... close all of -- all the  
4 federal land in 13, 11, 12 and 20?

5 MS. STICKWAN: (Nods affirmatively)

6 MR. LOHSE: Okay. So we don't -- so that other  
qualification wasn't qualifying limiting the areas, that was  
7 just stating that in the past you used those?

8 MR. EWAN: I didn't -- she didn't answer that  
9 last question. I just want it for the record that the answer  
10 was yes, right, on the .....

11 MR. LOHSE: Yeah. That's what .....

12 MR. EWAN: ..... last one you asked?

13 MR. LOHSE: ..... she answered.

14 MR. EWAN: She nodded her head, but for the  
15 record, it's .....

16 MR. LOHSE: Oh, okay. So all of 13, 11, 12,  
17 and 20 and those areas used by residents of the Ahtna Region  
18 was not limiting it. That was saying that you in the past used  
19 those areas, right?

20 MS. STICKWAN: We've used all of those areas  
21 out there.

22 MR. LOHSE: Okay.

23 MR. BASNAR: Mr. Chairman?

24  
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1 MR. EWAN: Yes? Did you -- Are you done,  
Ralph?

3 MR. LOHSE: Yeah.

4 MR. EWAN: Okay.

5 MR. BASNAR: I'd just like to refer the Council  
to this map of Unit 13 that we were given yesterday. Now, when  
Gloria is talking about federal lands, we're talking about a  
little strip up at Sourdough, and another strip down below  
Gonsina, and then some in the Tangle Lakes area and some  
actually unusable land on top of some mountains up here. And  
Denali National Park Addition.

12 So when you refer to the Ahtna Region's villages, I  
guess you would have to include Cantwell, Paxson and all of the  
villages within that entire region that would subsist in  
various parts of the federal land. So you're telling us that  
you want to close down hunting in Denali National Park, since  
that's federal land, except on a specific basis, which we  
already have anyway I guess.

19 If I sound confused, it's because I am. I know that  
you know in your mind what you want, but I'm not quite certain  
I know what you want just yet.

22 We're not talking about a great deal of land here is  
what I'm trying -- is the point I'm trying to make. We're  
talking about a very small limited area of land which is in  
25

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most cases a long ways from Copper Center. The land that  
you're used to hunting on in Copper Center is Wrangell\  
St. Elias National Park now perhaps. Some of -- some of that.  
4 Is that correct?

5 MS. STICKWAN: Yeah, we have traditionally  
6 hunted over there.

7 MR. BASNAR: Okay. Okay. So -- and I don't  
8 think I included Wrangell when I pointed out the map.

9 Do a lot of people in -- you're from Copper Center  
10 yourself?

11 MS. STICKWAN: Yeah, from that area.

12 MR. BASNAR: Okay. Now, do a lot of the people  
13 from that area go up and hunt up in the Sourdough area?

14 MS. STICKWAN: Yes, they do.

15 MR. BASNAR: Okay. And .....

16 MS. STICKWAN: And the Tonsina area, too.

17 MR. BASNAR: And Tonsina, too?

18 MS. STICKWAN: Yeah, whenever they .....

19 MR. BASNAR: Okay. Thank you. Now, what would  
20 you say to people from, since I'm on the other side of 13, over  
21 in the Cantwell area, and I've got a lot of people, native and  
22 non-native over there that subsist, what would you say to  
23 people from Cantwell going over and hunting in the Sourdough  
24 area?

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1 MS. STICKWAN: They're part of Unit 13, aren't  
they?

3 MR. BASNAR: Yes.

4 MS. STICKWAN: Cantwell's part of our -- is our  
village. Is one of our traditional villages.

6 MR. BASNAR: Okay. So then you have no  
objection to people from Cantwell hunting over in Sourdough or  
Tonsina?

9 MS. STICKWAN: I don't think so.

10 MR. BASNAR: Okay.

11 MR. EWAN: Any other questions or comments?  
Ralph?

13 MR. LOHSE: Yes. I was thinking of his map  
that he's just showed us right there, and the small amount of  
federal land that was on it. We know that some of the rest of  
the land is State land, some of the rest of the land is Ahtna  
land, village land.

18 Do -- Ahtna land is basically closed to rural residents  
that are non-natives, aren't they? Isn't it -- I mean, Ahtna  
land currently is under State regulations, State hunting .....

21 MR. EWAN: By permit only.

22 MR. LOHSE: By permit only?

23 MR. EWAN: Uh-huh.

24 MR. LOHSE: But does it follow State bag limits

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or does it follow federal bag limits on Ahtna lands?

2 MR. EWAN: We have to -- we're under State  
management.

4 MR. LOHSE: Under State management?

5 MR. EWAN: Uh-huh.

6 MR. LOHSE: But the land is closed as far as --  
it's basically limited to Ahtna hunters or people with permits  
from Ahtna, right?

9 MR. EWAN: That's correct. And that's on a  
case-by-case basis. We don't have wide open .....

11 MR. LOHSE: Right. Right.

12 MR. EWAN: ..... access.

13 MR. LOHSE: So that .....

14 MR. EWAN: While everybody's thinking, I'd like  
to make a comment. I'm familiar with that area that Gloria's  
talking about, and I kind of agree with what she's trying to  
do. I realize that it's kind of controversial when you give --  
when you narrow it down to just certain users. But I think  
it's getting to the point as she -- you know, the letters point  
out, it's getting -- there's getting to be fewer and fewer  
people out there for local people, and I think what -- basically  
what this proposal is doing is kicking in that section on 804,  
is it, that -- am I correct?

24 MR. BASNAR: Yes.

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1 MR. EWAN: Uh-huh.

2 MR. THUMA: Mr. Chairman, the first thing .....

3 MR. EWAN: Tier two and so on. Go ahead.

4 MR. THUMA: It is 804. The first thing that  
would kick in would be a -- I think we're talking two things  
here. Kicking in a priority over the sport user, and then if I  
understand it correctly, kicking in a priority among the  
subsistence user itself, both of those are under Section 804.

9 MR. BASNAR: Can we establish the herd level  
now and what the projection for the herd level is going to be  
within the next, say, year or two or three?

12 MR. WILLIS: That's a rather enormous area, as  
you might have noted, GMUs 13, 11, 12 and 20. There's going to  
be quite a bit of variation from place to place within that  
area.

16 MR. BASNAR: Speak to the Mentasta -- I don't  
think we're worried about the Nelchina herd much, but how about  
the Mentasta herd?

19 MR. WILLIS: Well, I'm thinking moose. You  
know, we're talking moose and caribou here as I understand it.  
21 The species are not specified, but if Ralph got his question  
answered correctly, and I think he did, then we're specifically  
talking about moose and caribou and maybe sheep.

24 But just speaking of moose first of all, you know, we

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1- there's no evidence offered that low populations are the --  
2 are the cause of the problem here, and from a biological  
3 standpoint, that's what we would look at. Not the competition  
4 issue. I'm talking strictly from a biological standpoint here.  
5 The health of the moose population. There's no evidence  
6 offered that the moose population is low in these areas, so  
7 that's a weakness in the proposal.

8 Obviously, as I said, that's a rather enormous area and  
9 the population is going to vary from place to place, so you  
10 would have to be more specific.

11 The Mentasta caribou herd went into a precipitous  
12 decline within the last few years, and has shown no signs yet  
13 of rebounding. And this is a distinct herd with distinct  
14 calving grounds, and that was the reason for closing the  
15 season, to try to protect it.

16 The Nelchina herd I believe is 20,000, Jay, or  
17 something like that?

18 MR. WELLS: It's high, yeah.

19 MR. WILLIS: I don't have the figures in front  
20 of me, so I can't say exactly. And maybe John could tell me  
21 what the goal is, the State's management goal out there. John,  
22 do you recall that off the top of your head, what the  
23 population goal is for that herd and how close we are?

24 MR. MORRISON: No, I can't say right now, Bob.

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1 I can certainly get that information for the Council, but my  
2 feeling from some of the discussions I've heard is that there's  
3 no great concern with -- among our wildlife conservation  
4 division .....

5 MR. WILLIS: That was my -- that was my  
6 feeling, too. It's -- that herd is not considered to be under  
7 -- in any danger of declining. In fact I think they were  
8 trying to get more harvest out of that herd. It seems like  
9 there was a rather enormous number of permits issued this year  
10 for it. I don't recall. So the Nelchina herd is not in any  
11 danger from over-harvest.

12 As I said, the moose populations are going to vary  
13 enormously within that large area, and so you would have to  
14 look at specific populations to determine whether or not there  
15 was a problem with the number of harvestable animals out there.

16 MR. EWAN: Any other questions or comments?  
17 Ralph?

18 MR. LOHSE: Basically what we're looking at is  
19 three proposals here, and if we're going to do anything at all,  
20 we're going to have to take them one at a time, because they  
21 are three distinct proposals. Each one of these actions is a  
22 proposal in itself. They don't even necessarily tie together.  
23 They -- I mean, they can be looked at as part of a package,  
24 but you could pass one without passing the other. You could  
25

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pass any one without passing the other. You could decline on any one without, you know, declining on the other.

3 And from that standpoint, you know, we're looking at -- we've only looked at number one so far, and it's a -- I'd like 5- you know, I'd like to have some things in front of me like what was the take last year, you know, in these areas; what was taken on subsistence permits; what was taken on sport permits; what were the areas that they were taken in. You know, were they taken by rural residents close to their home communities, or were they taken by, you know, -- like out where I used to live out by McCarthy, there's a bunch of rural residents there, do they take their moose right there, or do they go some place else to take it.

14 The idea that -- you know, we need some information as to what's being taken. Maybe there's just not sufficient moose period, you know, but -- or maybe the problem is that sport hunting is taking too many moose or maybe sport hunting's not taking many at all. I don't know.

19 MR. EWAN: So what are you thinking, Ralph? Postponing action?

21 MR. LOHSE: I think we should put this on the agenda for a future meeting and get some of the information that we need on that one there, you know. On number one anyhow.

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1                   MR. EWAN: Well, as far as getting action, it  
won't -- it won't happen for -- until two years from now if we  
do get any favorable action, right? If they get -- I'm talking  
about Gloria and her proposal.

5                   MR. LOHSE: Uh-huh.

6                   MR. EWAN: So we're postponing it -- I just  
want it understood that we have to have proposals and  
recommendations in by a certain time. I don't know if you saw  
the schedule, Gloria. Ralph is saying that maybe we could  
postpone this until the next when we have more information,  
more statistics on the harvest and who's harvesting and all  
that. Would there be a problem with that?

13                  MS. STICKWAN: No.

14                  MR. KNAUER: Mr. Chairman, one thing that  
Ms. Stickwan and Copper River Native Association could do is  
assemble the information on their own and submit their own  
proposals. That way it would be -- it would come before this  
Council officially for review during the February meeting and  
would be deliberated by the Federal Subsistence Board in the  
spring.

21                  MR. EWAN: Okay. Lee, did you have .....?

22                  MR. BASNAR: Yeah, I have a comment to that.  
We are -- they've already brought it before us. It may not be  
in the approved federal bureaucratese format, but nevertheless

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Gloria has brought this problem to us at this point. And I think she's asked us for some assistance. I wouldn't have any problem in trying to help her write a proposal here that would fly. What I'm saying is I hate to kick it back to Gloria, have her go back to town and have to come up with some more paperwork.

7           Anything that you can do to help us, Gloria, with subsistence take by your friends and neighbors in the various villages, that would be very helpful when we meet again in February and take this issue up. If your neighbor took a Moose, what drainage he took it in. The same with caribou. That kind of information would be helpful to us.

13           But I didn't want to make you have to go back and redo what you've already done here.

15                       MR. EWAN: Ralph and then Gary.

16                       MR. LOHSE: Yeah. I was thinking that what we could do is we could go through these and at least help her realize what the proposal should look like, you know, without taking a stand on the proposal one way or the other, so that we clarify what she wants to ask for, where and how. Because we end up having -- it's coming back to us eventually anyhow, and then it will be on an agenda and there can be other witnesses testifying both pro and con, you know, for it and against it at that point in time.

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1 I couldn't take action on this right now, because I  
don't have any idea what the take it, but I could sure be more  
than willing to help clarify what she's asking for and put it  
in proposal form so that it could then be submitted in time to  
meet the deadline that Bill was talking about, and it would  
become part of the package that would come back to us, you  
know, when it comes time to consider it.

8 MR. EWAN: Okay. Gary?

9 MR. KOMPKOFF: I was just wondering, will we be  
setting a precedent by helping or even actually developing  
proposals? I understood us to be reviewing proposals, but not  
actually developing them.

13 MR. EWAN: Bill, do you want to comment on  
that?

15 MR. KNAUER: You certainly have both the  
authority to initiate proposals on your own or to assist  
members of the public in developing proposals.

18 MR. KOMPKOFF: I have no objection to helping.  
19 I really would like to help, it's just that I don't know if  
we'd be setting a precedent.

21 MR. EWAN: I guess we can do what Ralph was  
saying we could -- we should be doing.

23 Do you understand what we're trying to do, Gloria?

24 MS. STICKWAN: (Nods affirmatively)

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1 MR. EWAN: Yeah. So do you want to go on down  
2 to number two and so on today.

3 MR. LOHSE: Yeah, we could do that or we could  
4 make them one at a time and .....

5 MR. EWAN: Okay.

6 MR. LOHSE: ..... clarify what, you know, what  
7 she wants to say so that she can write her proposal. Like in  
8 the .....

9 MS. STICKWAN: I could work on this further.

10 MR. LOHSE: Huh?

11 MS. STICKWAN: I could work on this further and  
12 make it a better proposal.

13 MR. BASNAR: Well, while she's here, I think we  
14 need to ask the questions at least that I have in my mind on  
15 some of these others.

16 MR. EWAN: Okay.

17 MR. BASNAR: She may not be able to make our  
18 next meeting.

19 MR. EWAN: Are we done with number one then, or  
20 do we have more questions on number one?

21 MR. JOHN: Number one, I wanted to ask is it  
22 just moose or moose and caribou?

23 MR. EWAN: It's both according to what I heard.

24 MR. JOHN: Okay.

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1 MR. EWAN: Is that correct, Gloria?

2 MS. STICKWAN: Yeah.

3 MR. EWAN: Uh-huh. Any other comments on  
proposal number one? Or questions?

5 MR. BASNAR: Well, yeah. The words -- I mean,  
this thing -- it says, "to eliminate sport and personal use  
hunting." It doesn't say for a specific period of time. It  
doesn't say until such time as the game populations would allow  
the re-entry into the harvest process by other rural residents.  
10 So would you clarify that? Are you meaning forever and ever?  
10 Or do you mean for a short period of time? If so, for how  
long?

13 MS. STICKWAN: I don't know. I'll have to  
think about that one.

15 MR. BASNAR: Okay. you can see why we're  
asking these questions. You've asked us to do something for  
you, and we want to, but we've got to make sure we know what  
you mean and where you're coming from.

19 (Off record discussion between Mr. Ewan and Mr. Knauer)

20 MR. BASNAR: You have not addressed fishing in  
this particular thing. I don't want to make -- I don't want to  
make it more complicated than it is, but has that been a  
problem for you? Apparently not, if you haven't brought it up,  
but I'm just curious.

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1 MS. STICKWAN: Fishing?

2 MR. BASNAR: Uh-huh.

3 MS. STICKWAN: I don't think so. Uh-uh. We  
4 just have trouble getting wild meat, moose and caribou,  
5 especially moose. That sort of thing.

6 MR. BASNAR: Okay. But fishing is not a  
7 problem? You can get all the fish that you want?

8 MS. STICKWAN: We can fish, yeah.

9 MR. EWAN: Okay. More questions, Lee?

10 MR. BASNAR: Not on number one. I think  
11 that .....

12 MR. EWAN: Okay. I was just told that we could  
13 do nothing, and if we -- on these proposals, and they'll still  
14 come as a proposal -- in proposal form for the next meeting,  
15 developed by staff. Rewritten proposals in proposed form. You  
16 know, the proper form. Would that be acceptable if we didn't  
17 act on any of these today?

18 MS. STICKWAN: Yeah.

19 MR. EWAN: So go ahead. Do you have any more  
20 questions on number one? Or a comment on number one proposal?  
21 Or do you want to take action or not take action?

22 MR. LOHSE: Well, I don't think that we need to  
23 take action. I think what we should do is go through them and  
24 just to help her and us get -- with some of the problem

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areas. Because the action's not going to be really taken until  
2- when it comes back to us in proposal form anyhow, unless we  
want to submit a proposal, and at this point in time we don't  
have the information to submit the proposal.

5 Gloria doesn't need backup information to submit the  
proposal. It's the information can then .....

7 MR. EWAN: It can be .....

8 MR. LOHSE: ..... be dug out. But to help her  
to get the proposal in proposal form, you know, it would be  
nice to -- some of these questions, if they're not asked now,  
we're going to ask them when it comes before us in February, so  
we might as well as ask them and clear them up now so that she  
can at least address specific issues that are on our mind.

14 MR. EWAN: Uh-huh. Yeah, I agree with you.

15 Are we done with number one then as far as comments and  
questions?

17 MR. LOHSE: Yeah. I'd like to reserve the  
right to go back to it if something jumps up and bites me,  
but .....

20 MR. EWAN: I don't have any objection. Does  
anybody have any objection to just being able to come back to  
it if we come up with another question?

23 We'll go to proposal two then. Any questions or  
comments on proposal two?

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1 I would like to ask if this has ever been done  
anywhere? Community basis, allocate on community basis? I  
think that's what they're -- this proposal is asking, right?

4 MR. WILLIS: Yes, it has. GMU 18.

5 MR. THUMA: Yes, Mr. Chairman, it has been  
done, although it's not -- it's not the process that was set  
out in law. We had a problem with Kilbuck caribou out in GMU  
18, and we allocated among communities out there based on what  
the -- how the communities felt the game should be allocated.  
We basically let the local people determine how the allocation  
process should take place, and they divided it up how they felt  
was appropriate.

13 That's not specifically our -- the allocation process  
in the law, but we didn't have time to go through the necessary  
process that's laid out in the law, the 804.

16 MR. WILLIS: There was no regional council in  
place to make recommendation, either.

18 MR. THUMA: That's correct. There wasn't a  
regional council at the time out there either.

20 But to answer your question, yes, it has been done.

21 MR. EWAN: It has been done.

22 MR. THUMA: Yeah.

23 MR. EWAN: Yeah. Okay. Gloria, have you got  
any comments on this, proposal two? What the intention is

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maybe?

2 MS. STICKWAN: Just to make sure that we get  
enough moose permits for our communities or villages.

4 MR. EWAN: Okay. Well, I'm -- go ahead, Lee,  
if you have any .....?

6 MR. BASNAR: Yeah. Now, you said specifically  
moose here. You're not talking about caribou in number two?

8 MS. STICKWAN: Yeah.

9 MR. BASNAR: Then I guess I don't understand  
why you have caribou in number one and you don't talk about  
caribou in number two?

12 MS. STICKWAN: I guess it would be caribou and  
moose then.

14 MR. BASNAR: So you would say add moose to  
number -- I mean, add caribou .....

16 MS. STICKWAN: Yeah.

17 MR. BASNAR: ..... to number two? Okay.

18 Then second question. You say where "the communities  
which are most dependant on subsistence with the least  
available alternative resources are assured enough foods."  
Have you people come up with a list of those communities that  
are more dependent than other communities?

23 MS. STICKWAN: Have we come up with a list?

24 MR. BASNAR: Yeah. Have you already done that?

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1 MS. STICKWAN: No.

2 MR. EWAN: The answer is no?

3 MS. STICKWAN: We've come -- I'm thinking of a  
4 traditional village when I say that. Or .....

5 MR. BASNAR: Okay. But you have not for  
6 example said, "Well, we think Copper Center should be able to  
7 get a special privilege on moose and caribou, but Glennallen or  
8 Paxson cannot." You have not yet done that process?

9 MS. STICKWAN: No.

10 MR. BASNAR: Okay. And I guess another -- the  
11 question that follows on from that is if you were to that, what  
12 criteria would you people use to come up with a prioritization  
13 of villages? How would you determine that one village was more  
14 eligible for subsistence uses than another village?

15 MR. KOMPKOFF: What .....

16 MS. STICKWAN: The ones who use .....

17 MR. EWAN: Wait until she's .....

18 MS. STICKWAN: ..... the meat and need the meat  
19 the most.

20 MR. KOMPKOFF: I think -- Mr. Chairman, I think  
21 you need to finish reading the sentence there. It's "which  
22 communities are most dependant on subsistence with the least  
23 available alternative resources." The second part of that  
24 sentence explains a little better that the communities with no  
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(sic) stores that they can go down to buy meat from would  
be .....

3 MS. STICKWAN: Ones that .....

4 MR. KOMPKOFF: ..... wouldn't be as high on the  
priority list as those that don't have store.

6 MR. BASNAR: Yeah, that's what I'm asking. I  
don't know. That's why .....

8 MR. KOMPKOFF: That's what .....

9 MR. BASNAR: ..... I'm asking those questions.

10 MR. KOMPKOFF: ..... I understand.

11 MS. STICKWAN: People in villages .....

12 MR. EWAN: Yeah, I read it pretty clear, but I  
don't know if -- that's why I'm asking if it's been done  
anywhere or not. Maybe we can get some guidance here. Is this  
an achievable thing that we're talking about is what I was --  
my question to some of the information back there. The agency  
people.

18 MR. BASNAR: Mr. Chairman?

19 MR. EWAN: Could I get a comment out here about  
my question again? If it -- what -- is Gloria asking for  
something that's not in the law or outside present  
possibilities?

23 MR. KNAUER: If the Board does determine that  
the population of moose or caribou is such that the harvest  
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levels are -- and opportunity is not being met, they can, based upon recommendations from this Council, allocate to priority of that harvest based on those three criteria: Customary and direct dependence, local residency, and the availability of alternative resources. They can do that.

6           They'll first take a look and see if the population of moose is -- has been reduced or is at a level where it's not supporting the opportunity for all user. And they -- their first -- if they determine that, then their first step would be to eliminate the non-federally qualified user.

11           The second step -- if there's still not enough, the second step would be to come up with an allocation scheme based on those three things.

14           Ron mentioned that in the Kilbuck caribou herd out on the Yukon/Kuskokwim Delta area, there was a situation where there were not -- there was not a large enough harvestable surplus of animals, and in that particular case, there was not -- you know, we didn't have the regional council up to make a recommendation at the time, so what we did is we took the recommendation of all of the involved communities. And their recommendation was to divide it equally among -- I don't know exactly how many villages.

23           So it has been done, where the non-subsistence user has first been cut out and then what has been left has been divided

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up in a manner based upon the recommendation of local people.  
So it is -- the process is there. It has been used before.

3 MR. EWAN: Okay. Fred? Or which -- I don't  
4 know which one had their .....

5 MR. JOHN: yeah.

6 MR. EWAN: ..... hand up. Did you have? Fred?

7 MR. JOHN: I just want to say what I got out of  
this so far is that Gloria's talking about the traditional  
villages in her area, right, not like the little towns like  
Glenallen and those that have, you know, access?

11 MS. STICKWAN: (Nods affirmatively)

12 MR. JOHN: Those that are most in need right  
13 now.

14 MR. EWAN: I don't know. Again I'm lost here,  
15 because I have not been involved in this thing that much to  
16 understand whether there is a criteria or a guideline to go by  
17 where you -- it says that those most in need will be the only  
18 ones. I don't know. There -- it's in there, right? It's in  
19 that section 804?

20 MR. JOHN: It was the traditional and cultural  
21 instead of traditional and social?

22 MR. EWAN: I don't know. We can't change that  
23 unless we propose to change it I guess.

24 MR. THUMA: May I add something, Mr. Chairman?

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1 Let -- I don't want -- I don't want to confuse you. We don't  
2 have a process to do this yet. That's the reason -- one of the  
3 reasons we -- the local communities allocated out in the  
4 Kuskokwim area was we have -- the federal program has yet to  
5 set up a process to allow us to employ this three criteria that  
6 Bill mentioned. It's a fairly -- for you -- those of you that  
7 are familiar with the State's tier two process, it's something  
8 very similar to that. That's where they got their process  
9 basically. So it's a fairly elaborate concept that needs to be  
10 developed to allow us to allocate among subsistence users based  
11 on this three criteria that we're mentioning. And that process  
12 isn't in place at this point in time.

13 MR. KNAUER: We're going to have to stumble  
14 through.

15 MR. EWAN: Thank you. Lee, was your question  
16 answered about .....?

17 MR. BASNAR: Yeah, I think so. I have new one  
18 though. Do you have any idea when it will be in place?

19 MR. THUMA: I don't, no. Somebody else might.

20 MR. EWAN: Ralph?

21 MR. LOHSE: Well, I've got some questions and  
22 comment or two. If I remember right on the Kilbuck herd up  
23 there, the communities involved were all native villages,  
24 weren't they pretty much?

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1 MR. THUMA: I believe so, yes.

2 MR. LOHSE: And they got together and basically  
divided the allocation of -- devised how many they each needed  
themselves out of the available amount that were there, right?

5 MR. KNAUER: That's correct.

6 MR. LOHSE: Okay. Well, here what we're  
dealing with is we're dealing with a -- if you take a look at  
that area, 13, 11, 12 and 20, you're looking at a wide variety  
of communities. We're looking at everything from rural  
communities, non-rural communities, native villages, and if I  
understand Gloria right, what we're talking about right here so  
that the -- we're talking about limiting this allocation to  
traditional native villages, not communities, but native  
villages, right, Gloria?

15 MS. STICKWAN: Yeah.

16 MR. LOHSE: And are you talking about  
allocating -- the first question I've got is the second word.  
Are you talking about allocating all moose and caribou, a  
percentage of moose and caribou, sufficient moose and caribou?

20 I think of a lot of my rural resident friends that live  
in 11 and 13, and a couple of them in 20, who are also rural  
residents capable of taking a subsistence moose. If we  
allocated only to communities or only to villages, then anybody  
who is an individual, anybody who's outside of a community or  
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village has no access to moose or caribou either.

2           And again underneath ANILCA, the -- it's to be for  
rural native and non-native residents of Alaska. So if we're  
going to do something like this, we could allocate a portion,  
or a percentage, or so many for each village or something like  
that, but are we talking about allocating all available moose  
and caribou?

8           I mean, can -- that -- I mean, that's the first thing  
that would have -- and for number two here, that's the first  
thing in that proposal that would jump out at me. What -- how  
much of the moose and caribou herd are you talking about  
allocating to which villages? That's what Lee brought up, you  
know. Does Glennallen Native Village class as Glennallen  
Native Village or is Glennallen Glennallen, and the community  
of Glennallen gets 36 moose for example, and the community of  
Copper Center gets 24. And, you know, that's where the problem  
comes in to me. So you've got to come up with maybe 50% of the  
moose or all of the moose or some number to put in there so  
that, you know, the rest -- the rest of the residents in those  
areas, which are a pretty vast area, know where they stand,  
too. That would be the first thing that would come up to me.

22           And then the second question that I have written down  
here is, you answered it, when you say "community," you really  
mean village, right? The traditional village? Which basically

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leaves out communities let's say like McCarthy or something like that that are out in the middle of nowhere because they're got native villages.

4           So again you're -- if you're going to write this proposal, you need to -- you need to define your terms. And if you mean villages, say villages. If you mean communities, you've just included all of the communities in the area, so, you know, all I'm saying is when you write your proposal, define your terms, define what percentage of the moose, all of the moose, some of the moose, 50% of the moose, sufficient moose to meet the needs, something like that. Those are definitions that you need to do, because otherwise, when it says "allocate moose," I have to look at it, and I have to say, all moose or ten moose, you know. What are we going to decide on that. So define your terms on that one right there.

16           And "communities which are most dependent," and we look at these customary and direct dependence, local residency, availability of alternate resources. Almost all of our area in that area up there is road connected, even McCarthy now has a road going into it in the wintertime. Availability of alternative resources, alternative foods are there, even if they don't meet the socio-economic, you know, criteria. So again, you know, available wild game resources or something on that order.

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1           You know, the finer you define it, the easier it is  
2 then to look at it. If it's broad like this, it's -- it  
3 doesn't define it to me. I mean, basically what -- I have to  
4 look at this and I'd have to say that all the moose are going  
5 to the communities, and anybody that lives outside of a  
6 community has no access to game. If I was back living in that  
7 country and I was living on my trap line up there, I basically  
8 wouldn't take a moose or a caribou to feed myself or my family,  
9 even if I met all of the other criteria, because I wasn't part  
10 of a community. So, again, that's why you have to define how  
11 much of it you want to go to communities.

12           Do you understand it, Roy? See .....

13           MR. EWAN: Yes.

14           MR. LOHSE: ..... what I'm getting at?

15           MR. EWAN: Uh-huh.

16           MR. LOHSE: Because we're dealing with -- we're  
17 not dealing like up in the Kilbuck area where you've got X-  
18 amount of isolated villages working on one herd. We're dealing  
19 with Game Management Units 11, 12, 13 and 20, which covers a  
20 big area and a wide variety of community and a wide variety of  
21 people who live in there who are currently qualified for  
22 subsistence use.

23           MR. EWAN: Uh-huh. I thoroughly understand  
24 what you're saying.

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1           I just want to comment, I don't think the intent of the  
proposer -- Gloria had some help from Paul Tony. If you  
noticed somebody who came in yesterday and talked to me over  
there? He's -- he had something to do with this. I don't  
think the intent was to get around ANILCA in any way. I think  
the proposal is trying to accomplish something under the --  
under Section 804. You know, I don't think we're talking about  
native/non-native. That -- I don't want that to be an issue  
here today. We're not -- I don't think that's the intent of  
the proposer, is it, Gloria? Because we're -- under ANILCA,  
it's just rural is all it is. We can't have native or  
non-native, you know.

13           MR. BASNAR: What I'm hearing from Gloria is  
that she wants a preference for the native, traditional native  
villages. That's what I hear her say.

16           MR. EWAN: Well, we're talking about amending  
ANILCA then, right?

18           MR. BASNAR: Yeah.

19           MR. EWAN: I don't think that's the intent. I  
really don't think that's the intent. Yeah?

21           MR. BASNAR: That's what I'm hearing.

22           MR. OSKOLKOFF: That -- Part of the problem is  
that things done in one culture are done on a general basis  
with everyone understanding what needs to be done in between to  
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fill in the gaps. And things done in another culture need to be defined, because it is -- it is either habit or custom to try and get through those gaps and those cracks to get ahead, or to resolve your conflict or whatever it might be. So there's -- there are those problems that are going to be very difficult to work out.

7 But I think in -- when you get back to ANILCA, being that there -- how -- they used the term "customary and traditional use," but then went on to define criteria that don't fit. What we, any one of us, see as customary and traditional, from one end or another. Everybody has a problem with some of those -- parts of those criteria. It has kind of defined itself by those criteria that you -- that you have to meet, but it really doesn't work.

15 If you take the term "customary and traditional" to someone like myself, it means, well, gee, did we do it last week? Let's do it again. Or you could also apply it to the fact, well, did we do it 10,000 years ago.

19 When you say a customary -- when you say a traditional village, it's pretty well defined in my book, because I think of a traditional village as a village that's probably been there for, oh, probably at least a couple years, and that kind of eliminates all the -- the non-native villages, because there were none back then.

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1           So, you know, it's a matter of how these things are  
 applied. And I think that the -- we're getting kind of lost in  
 the terminology and trying to bridge that gap, but I think that  
 gap is just too big to try and do that in one proposal. I  
 think that we have to break it down in its component parts, and  
 try and describe what is customary and traditional, and try and  
 describe subsistence, and need and a variety of other -- put  
 definitions basically to those terms that we've all been  
 throwing around, because we're not all applying the same  
 definition to the same term.

11           And I know, you know, it's nice to have this proposal  
 before us so we can get this out, but I think -- I think we're  
 13 like I say, we're getting lost in it really. It's good to  
 have the suggestions I think so we can -- we can help define  
 the proposal later, but on the other hand, we're kind of  
 picking in places we -- those things really need to be more  
 resolved with research rather than simply asking questions back  
 and forth amongst ourselves or making comments.

19           MR. EWAN: Any other comments or questions?  
 Did everybody understand my comment? This appears to me they  
 wanted us to -- they didn't in no place mentioned amending  
 ANILCA, so I would eliminate mentioning native/non-native and  
 all that, and I'd just said subsistence. I said subsistence  
 users preference out there. This is -- it says in ANILCA.

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1           If we're talking about amending ANILCA, I don't think  
we -- that's very tough. I think is it achievable to give --  
to accomplish, is my question to people out there, resource  
people that -- can it be done? And they all said it can be  
done, but -- we have a proper proposal, so -- I just wanted to  
make myself clear.

7           Gloria, I don't know, you can disagree with me if you  
want to. I don't think you intend to amend ANILCA, do you?

9           MS. STICKWAN: No.

10          MR. EWAN: So .....

11          MR. BASNAR: Well, can we move on to number  
three or .....?

13          MR. EWAN: Okay. Go ahead. We'll move on to  
number three.

15          MR. BASNAR: Okay. We've got a proposal here  
to remove the restrictive season, in other words, allow year-  
round moose hunting. Again, you're talking moose or moose and  
caribou?

19          MS. STICKWAN: Moose and caribou I guess.

20          MR. BASNAR: Okay. And on a community quota  
allocation method. Biologically I've got some problems with  
year-round moose and caribou hunting. Could we have a  
biologist comment on that?

24          MR. WILLIS: Well, obviously harassment of any  
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kind during the breeding season is not only a bad idea, it's  
contrary some of the provisions in ANILCA which specify that  
subsistence regulations will not contradict accepted biological  
standards. And in that case, that would -- the first one --  
that's the first one that comes to mind.

6           Now, this is -- this is an area where biology and the  
culture often clash, because in many areas there was year-round  
harvest, or at least within certain periods.

9           I read through these letters here quickly before we  
started the discussion, and it seemed that most of the harvest  
occurred either in the summer or the winter, not so much in the  
12 in the fall or the spring traditionally. So a year-round  
harvest might be something of a misnomer there.

14          From a biological standpoint under the current  
situation of the moose populations and the caribou populations,  
16 don't think a year-round season would fit the criteria of  
accepted scientific procedure. I've forgotten the -- can't  
18 recall the exact language in ANILCA, but it's pretty well  
spelled out that any regulations passed have to meet those  
20 criteria. Those criteria are not spelled out, they vary with  
the various species and various areas. It just says accepted  
22 scientific procedure, something of that nature.

23                   MR. BASNAR: Okay. So I guess then, Gloria,  
24 you have said year-round. Would you have a problem if we -- if

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we narrow that down to perhaps an adjustment of the current seasons to more readily fit the time when you people would like to take you moose and caribou?

4 MS. STICKWAN: It could be.

5 MR. BASNAR: It could be. Okay. I know from sitting in on game board meetings over the past several years, I've heard biologists say that there is no biological reason why a moose season has to start on 1 September, for example, or 9- maybe they want to start it late in the season or start it too early in the leaves aren't off the trees, therefore that reduces the take of a specific population of species. And it's done on purpose so that you don't have to further restrict the number of hunters in the field. You can let everybody go out and hunt, but because the leaves are on the trees, everyone isn't going to be successful, so we can adjust seasons back and forth. It really wouldn't impact too much biologically, as long as we would stay away from calving seasons or probably you don't want to hunt during the rut, because of the bad meat on the bulls. But is that essentially correct?

20 MR WILLIS: There's -- Yeah, there was nothing said here about the bull only regulation, which is also in effect I believe in all of that region. So again, seasons that end say on the -- I don't know exactly what the season is in that area without checking the regulations, but a season that  
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ends in mid to late September is ended there in order to protect the bulls from harvest in a bull hunting only situation, because they can get pretty stupid as they go into the rut, and, of course, then immediately after the rut they're in very poor shape, and they're not -- they're not good to eat.

6           So there are any number of reasons for limiting harvest.

8           And, again, this is such a broad proposal that it's simply too unwieldy to deal with in its present form, and that's why it's difficult for me to even answer your very basic questions, because you're talking about an area that's, what, 20% of the State of Alaska.

13                   MR. BASNAR: Yeah.

14                   MR. EWAN: Is there any objection to taking a break for -- while you think? Urgent?

16                   MR. BASNAR: No.

17                   MR. LOHSE: I'd like to ask him a question while .....

19                   MR. EWAN: Okay. Go ahead. Okay.

20                   MR. LOHSE: he was still -- while he was still talking.

22                   MR. EWAN: Ralph, and then .....

23                   MR. LOHSE: If -- Just hypothetically though, if communities were given a community quota, let's say -- I'm

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just going to throw a hypothetical situation out and we just -- we took the individual communities that are involved here, and we set aside a certain amount of moose as a community quota to be taken by that community at their, quote/unquote, leisure. Technically speaking, if you had -- you know, you set aside X-amount of your population for that use, it would be like where you have permit hunts any place else. It really doesn't matter what -- I mean, it really wouldn't matter, as long as you set how many you want taken, when those moose were taken, as long as it could be done -- I mean, if somebody prefers to take a moose -- if you -- let's just take an example.

12       Let's just say like the Copper River hunt down on the west side of the Copper River. We get 15 bulls, 15 cows. That's because out of the herd that's been counted, that's the surplus that's available for being taken. And it used to be mostly taken by Cordova residents. It's not all taken by Cordova residents any more. They were capable of giving us a long hunting season on them, because there was no hurry to take them. No matter what happened, no more than 15 bulls, 15 cows were going to be taken, and so they didn't have to have a ten-day season or a two-day season. They could have a month season and people had their leisure to get one within decent access of the road or something on that order.

24       If you hypothetically set aside a certain amount for a  
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community, that -- the take of that moose really wouldn't matter when it was taken as long as it didn't exceed that hypothetical amount. What .....

4 MR. WILLIS: In the situation you've described, that's correct, yeah.

6 MR. LOHSE: Right. So that's what I was getting at to her before on the first place. If you're going to allocate a portion or a percentage of the moose for a community allocation of the moose, then those moose become part of the permit that community has, in which case this number three does make sense. I mean, you could literally remove time restrictions on it. You could still restrict the kind of moose like we do down in Cordova, either bulls or cows, or something like that. You could say that, you know, the Village of Eklona, for example, has a 12-moose community limit, and that community moose then could be taken over the time period. But it has to become -- somehow become, you know, part of the bag limit. Hypothetically. Without .....

19 So this unit three, if the allocation is done, is no problem biologically. Am I right, or am I wrong?

21 MR. WILLIS: That's a bit over simplified. Let me interject something here. Again, you're talking about something, a rather complex issue, and it's impossible for me as a biologist even with 20 plus years experience to sit here

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and off the top of my head answer all your questions accurately. I get very nervous when somebody asks a question and I don't have time to go talk to other people, to go back through the literature, to look at my notes, to look at research and so forth, then come forward with an answer. That's why we have an evaluation process on these proposals.

7           There are some people that I deal with, and I won't call any names, who assume that if I can't tell them what's wrong with something, there must not be anything wrong with it, when in reality what I like to say is, give me a little time to think about it, okay, because very few things are as simple as you can lay them out in just a couple minutes time.

13           So with that caveat, you know, in the situation you've described where everybody's honest, everybody takes the type of animal they're supposed to take, in this ideal situation some place, yes, other than harassment during breeding season which is -- you know, which is bad on the population whether you're actually killing an animal or not, other than that, then the answer to your question would be yes. But, you know, again that's a pretty idealized situation.

21           MR. LOHSE: Well, I recognize the hypothetical situation. I also recognize the opportunity for illegal take in a situation like that. That was one of the questions that 24 that's one of the comments I was going to bring up, is any  
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time you have an extended season, you have -- you have the opportunity for more illegal take or for more take above the permit level, because we've seen that ourselves down there with our deer hunt. You know, on a long season it's pretty easy for somebody to go out and get a deer and bring it in, and if the game warden's not meeting him at the dock, don't tag the deer, and then he's still got a tag to go get a deer later. And, so I recognize it.

9 But I mean hypothetically if there was a quota, the quota could be taken any time, as long as it was a biologically sound quota.

12 MR. WILLIS: Right.

13 MR. LOHSE: Yeah.

14 MR. EWAN: Okay. We'll take a ten-minute break. We'll continue discussions after the break.

16 (Off record)

17 (On record)

18 MR. EWAN: We'll start the meeting again.

19 Okay. Before we recessed, we were talking about proposal number three. Is there any additional comments? Gloria, do you want to come back up for a while? On proposal number three, any comments or questions? Lee?

23 MR. BASNAR: Yeah. As we all realize, we're not going to take any action on this proposal today, but just  
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to kind of finish discussing the issue, I think that the year-round moose and caribou hunting season just isn't going to fly biologically. I think that when the -- when the proposal is rewritten, it should more specifically address a desired hunting season rather than a blanket year-round, let's go shoot a moose any time we want to type of approach, because I can tell you right now I don't think I could support that kind of a proposal based on the biological information that Robert Willis has already given us.

10           So when that is rewritten, I would suggest, Gloria, that you narrow it down as much as you can, keeping in mind the biological problems of the mating season and the calving season of the various species.

14                   MR. EWAN: Gary?

15                   MR. OSKOLKOFF: Would anyone here be able to tell me whether the Ahtna Region or the villages within the Ahtna Region have any form of fish and game enforcement officers? Do you have your -- is there a division or .....

19                   MR. EWAN: Yes, in Glennallen we have a State Fish and Game and -- I don't know what the Parks or anybody has there.

22                   MR. OSKOLKOFF: Oh, no, I meant .....

23                   MR. EWAN: No.

24                   MR. OSKOLKOFF: ..... that was other than the

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State or the Parks or the federal. I mean on a more local basis, because I was concerned with is the concept of a long moose or -- moose and caribou season, even if it wasn't year-round, just considerably longer, and the difficulty it would be for anyone to enforce regulations, and I'm just wondering about a manpower situation in which if you have various villages with various quotas, and hunting long seasons, that some blend together, some don't, and then various -- it just -- it just seems to me it would become a nightmare and very difficult to keep an eye on, unless those villages or communities or areas had their own enforcement in .....

12 MR. EWAN: No, we don't .....

13 MR. OSKOLKOFF: ..... some way, shape or form.

14 MR. EWAN: ..... we don't have. We have one for the area that's out in Glennallen, and one over in the Cantwell area, Lee?

17 MR. BASNAR: No, we lost our enforcement officer several years ago. Three, four -- four or five years ago.

20 MR. EWAN: I might be wrong. I don't know.

21 MR. THUMA: Mr. Chairman, if I could, let me make a comment. We have had proposals a lot similar to this in the past, and one thing that might help Gloria, she could -- she could request a season that was more reflective of their

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customary and traditional seasons, and leave the terminology at that. And what will happen is we will go back and delve into the data and we'll get public input from the people, and then the Board will look at that and try to make a determination as to what season would be more appropriate with respect to biological knowledge, and the customary and traditional seasons of the people in the area. That way she wouldn't be locked into year-round, nor would she be locked into necessarily having to put down a time period if she didn't want to.

10 MR. EWAN: Okay. Lee?

11 MR. BASNAR: Yeah. Would it be appropriate to suggest that Gloria and Robert Willis get together before Gloria leaves town for some specific guidance, since you're the man that's going to probably get the proposal in the long run to evaluate. Could you assist her now?

16 MR. WILLIS: Yeah. Both Ron and I could do that I guess.

18 And also the -- as I said -- as I mentioned before, Gary alluded to this earlier, one of the things that we hope the Council will do, you members as you go back to your respective communities, is to have Gloria and everyone like her to fill -- to write up their proposals using the guidance that's contained in these books that you have in front of you.

24 So, yeah, you know, if she wants to stay over, then

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we'd be happy to help her out, but she should also be able to get that guidance from you though. I want to reiterate that, that we're counting on you to help us out, because obviously we can't deal with everyone in the State who wants to write a proposal, to help them on an individual basis. There are only three biologists to review these things for the entire State of Alaska. And three social scientists.

8 MR. EWAN: Gloria, did you hear all that?

9 MS. STICKWAN: Yeah.

10 MR. EWAN: Okay. You -- can you stay over and maybe get together with them and get some forms and stuff that  
12 they need forms to fill out, right, as you're requesting that each person that might want to propose should have a  
14 proposal form?

15 MR. WILLIS: I beg your pardon.

16 MR. KNAUER: They don't have to have a form, but if they put the information in .....

18 MR. WILLIS: No. Bill was just saying that they don't have to have a form, but it's very helpful and very  
20 useful to use one, and I would think it would be easier for them as well as for us if they used the standard form which is  
22 only -- it's only page, and I have a copy of it here. And also  
24 one page of instructions as to what needs to go on this form,  
26 .....

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1 MR. EWAN: Any other comments? Questions?  
Ralph?

3 MR. LOHSE: I'd like to thank Gloria for coming  
forward with something for us to look at this afternoon, for  
being willing to testify and put up with our questions. And,  
you know, I hope we've helped here, and I hope that this  
becomes kind of a precedent for in the future, that, you know,  
people can come to us as individuals and as members of the  
Council to ask for help in -- that doesn't mean that we support  
a proposal or not, but we can still help them to write it in a  
form that answers questions and it gets across.

12 MR. EWAN: I, too, as the Chairman want to  
thank you, Gloria, for coming today.

14 Did you have any comments, Gloria?

15 MS. STICKWAN: No.

16 MR. EWAN: No comments? Any more comments from  
the Council on the proposals? Or questions? That's about all  
we can do today, right?

19 It will still -- Gloria, you understand it will still  
20 -- it will go in as a proposal form to the Federal  
Subsistence Board, right? Is that correct, Bill?

22 MR. KNAUER: That is correct.

23 MR. EWAN: We'll move on to the next item, if  
there is another item. Are we there? Yes? Ralph?

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1 MR. LOHSE: Mr. Chairman, would it be  
2 legitimate to move to determine the time and place, or at least  
3 discuss the time and place for our next meeting to this point  
4 in the meeting, or do we need to wait until this evening to do  
5 that?

6 MS. EAKON: That's .....

7 MR. EWAN: What do you think?

8 MS. EAKON: That's at your pleasure. If you  
9 want to do it now, I don't see any problem with that.

10 MR. EWAN: Okay. Let's talk about the next  
11 meeting. Would you -- I mean, is there any schedule, any time  
12 that we should be meeting .....

13 MR. BASNAR: Yeah.

14 MR. EWAN: ..... around? Yeah?

15 MS. EAKON: According to -- sometime in  
16 February.

17 MR. BASNAR: Somewhere in here.

18 MS. EAKON: It's under tab two.

19 MR. BASNAR: Yeah. Do you have a calendar of  
20 February available?

21 MR. EWAN: I have a small one. There you go.  
22 What is it, '94? '93 yet.

23 MR. BASNAR: We're talking '94, yeah.

24 MR. EWAN: Has anybody got a '93 calendar

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hanging?

2 MR. BASNAR: No, we need '94.

3 MR. LOHSE: You need '94.

4 MS. EAKON: '94.

5 MR. EWAN: Oh, '94? Okay. February. You're  
6 right. You're right.

7 MR. BASNAR: Oh, this is a '94, oh, okay.

8 MR. EWAN: Yeah. What am I thinking here?  
9 February is '94.

10 MR. BASNAR: When is Fur Rondy this year, does  
11 anybody know? It might be hard to get a hotel room.

12 MR. EWAN: It's usually the weekend, probably  
13 the third weekend in February, isn't it? Somewhere around  
14 there?

15 MR. JOHN: That's a good time.

16 MR. BASNAR: A good time to come to town. It  
17 might be a bad time to get a room in a hotel, I don't know.

18 MR. EWAN: I do have a question while we're  
19 thinking about the date. Somebody asked if we could have  
20 meetings elsewhere besides Anchorage if the Counsel wanted to  
21 have a meeting? We can?

22 MR. KNAUER: (Nods affirmatively)

23 MR. EWAN: I don't know. I didn't hear of any  
24 recommendations. The question was just whether we could meet

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elsewhere. I'm not recommending that. I'm just -- the reason I wouldn't recommend that is because of accommodations in some of the areas, that we don't -- it would be hard to get accommodations, service in some of the rural areas.

5 MR. OSKOLKOFF: I think that would be a good consideration for perhaps the meeting after the February meeting, being that at the February meeting we have specific issues to take up, and I think it would be important to have the staff right at hand, and they've already had to call in a few people out of their offices as it was, so .....

11 MR. EWAN: Uh-huh.

12 MR. OSKOLKOFF: ..... it might be handy.

13 MR. EWAN: Any suggested date? Yes, Ralph?

14 MR. LOHSE: Roy, for somebody like myself who can't bring a vehicle -- you know, in order to come from Cordova, I've either got to fly or take the ferry. If I've got to take the ferry, I've got to think about it quite a ways ahead of time, and then I have to come when the ferry comes, and go when the ferry goes. So any place else other than Anchorage is going to be fairly difficult to get to, unless I can fly there directly.

22 MR. ROMIG: Do you go to Whittier?

23 MR. LOHSE: Huh?

24 MR. ROMIG: You go into Whittier on the ferry?

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1 MR. LOHSE: Not in the winter time. I think  
the ferry's still going to Whittier. I -- this -- no, I think  
the ferry's done going to Whittier right now. No, wait a  
second. Next week, on the 20th, is the last trip to Whittier.  
5 that's the last trip to Whittier out of Cordova for the year,  
so that's -- I go to Valdez.

7 MR. EWAN: We're discussing a date, possible  
date.

9 MR. BASNAR: I have a conflict usually the  
first -- the very first week in February I usually do a big  
craft show here in Anchorage, which is on a Saturday and  
Sunday. It would be convenient for me to come in and do a two-  
day show and stay for the -- for a meeting. Or, if I've got to  
go back home for a couple days and then come back in again,  
that's not really too convenient, but .....

16 MR. EWAN: Are you talking about the 5th and  
the 6th?

18 MR. BASNAR: Yeah. I don't know what the dates  
are of the show this year, but usually -- it could even be the  
last day or two -- the last weekend in January. That's .....

21 MR. EWAN: Well, .....

22 MR. BASNAR: ..... usually the time frame.

23 MR. EWAN: We need two days, right? Or do we  
need --? How long a meeting are we talking about, the next

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meeting?

2 MR. BASNAR: We've got to review proposals.

3 MR. EWAN: Are we talking about two days?

4 MR. KNAUER: Possibly even three. It's real  
tough right now to tell, because we don't know how many  
proposals will be received, and that's one of the things that  
determines the length of that meeting, is how many proposals,  
and therefore how long it takes to come to recommendations on  
each of those proposals. What you -- what you could do is set  
as suggested .....

11 MR. EWAN: Week?

12 MR. KNAUER: ..... approximate time and then as  
it gets closer, Helga can work with you folks to specify the  
individual days, whether it's during the week or including the  
weekend or .....

16 MR. EWAN: How about the third week in  
February? Anybody have a conflict with that?

18 MR. LOHSE: No. That's not Fur Rondy week, is  
it?

20 MR. EWAN: Yeah, it is.

21 MR. LOHSE: That is Fur Rondy week?

22 MR. EWAN: I don't think you'll have problem  
with the rooms, not in Anchorage in that time. Not compared to  
summertime.

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1 MR. LOHSE: Sounds good to me.

2 MR. OSKOLKOFF: Is that going to help or hinder  
people to testify?

4 MR. LOHSE: Get more people.

5 MR. JOHN: There will be more people in town.

6 MR. OSKOLKOFF: You think so? I'd just, if we  
could, starting it in the week, earlier in the week if we don't  
know the number of days, suggesting the first day be a Monday  
or a Tuesday, or at the very least a Wednesday, so that we know  
we have at least a couple of weekdays to work with. I for one  
hate to work on the weekend.

12 MR. EWAN: I have no problem with what you're  
saying, Gary.

14 Go ahead, Ralph?

15 MR. LOHSE: I would suggest Tuesday if  
possible. That way we can use Monday for transportation to get  
here. You know, for a starting date. But, I mean, that's just  
my own personal suggestion.

19 MR. OSKOLKOFF: I like it.

20 MR. EWAN: And just leave it open, the rest of  
the week, if it should be three days, and Helga can arrange the  
days, arrange it with your people to see if you approve of the  
days, additional days, I guess. Okay.

24 MS. EAKON: Right.

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1 MR. EWAN: We'll just -- is that fine? Just  
generally that week, beginning about Tuesday?

3 MS. EAKON: What day is that? February?

4 MR. BASNAR: It would be the 15th, Tuesday.

5 MS. EAKON: The 15th.

6 MR. EWAN: 15th, yeah.

7 MS. EAKON: Okay. Thank you.

8 MR. EWAN: Okay. What else do we have before  
gs?

10 MR. BASNAR: While we're on this subject of  
meeting dates, I think this might be a good time to discuss our  
12 generally the other meeting that we're required to have  
during the year, so maybe we can get away from sitting here  
when we're supposed to be out trying to find some moose meat.

15 MR. EWAN: I have no objection. Any objection  
to discussing the next meeting? You're talking about agenda  
items and stuff?

18 MR. BASNAR: Dates mostly.

19 MR. EWAN: Date? Yeah.

20 MR. BASNAR: Yeah. A time frame. Maybe we  
can't come up with something that everyone can fit into. I  
don't know. It has to be -- let's see, the proposed  
regulations are published September 2nd, and we were to meet  
September 15th through October 7th with the regional councils.

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1 And that conflicts with hunting season.

2 MR. EWAN: Oh, you're talking about next year?

3 MR. BASNAR: Yeah, just .....

4 MR. EWAN: Yeah.

5 MR. BASNAR: ..... kind of general discussion.

6 MR. EWAN: I see. I see. Okay. Well, .....

7 MR. LOHSE: Roy, I think what he's saying is we  
should take a look at what we all do, and basically all of us  
do some kind of -- some form of subsistence or something that's  
taking, hunting, gathering at this time of the year, and trying  
to come up what time of the year we could have a fall meeting  
without interfering any more than necessary with the kind of  
things that we do.

14 Now, if I remember talking to Helga, it has to be done  
before the end of September because of financial constraints?

16 MS. EAKON: Well, this year -- this year that's  
what we tried to do, tried to expend this fiscal year's monies.

18 Did you have something, Bill?

19 MR. KNAUER: Right now we're in the process of  
possibly changing the process to try -- well, the idea is to  
try and simplify it. We recognize that this is not a good  
time.

23 MR. EWAN: Uh-huh.

24 MR. KNAUER: And to be perfectly honest, I

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don't know what the change will be, whether it will be --  
you'll have just the -- like the February meeting and there --  
there'll be a longer public comment period. There won't be a  
meeting for a call for proposals, but you'll be able to have a  
meeting some other time. I don't know.

6 But this Council is not the only one that has -- where  
members have expressed concern about the timing of this  
particular meeting.

9 MR. EWAN: Well, can we express our preference  
for next year anyway, you know, whether you can -- it would be  
a problem or not? I think that's what we want, right?

12 MR. KNAUER: Sure.

13 MR. BASNAR: Yeah.

14 MS. EAKON: Yeah. I would be interested in  
knowing your preferences, because I did feel really bad about  
calling a meeting at this time, but for this first one .....

17 MR. EWAN: You cost us all a moose.

18 MS. EAKON: Yeah.

19 MR. EWAN: Ralph?

20 MR. LOHSE: I'd be willing to be the first one  
to express my preference, you know, just to give an idea of  
what I was thinking of before. For myself, I take a look at  
the thing, and some -- I don't know how many of us are involved  
in trapping. Trapping starts the first of November. Moose

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season takes place in September. Silver season's taking place in September. It's berry picking in September. If I had to pick a month that had to be in the fall, I'd have to pick October. If I have to go earlier than that, I want to go early enough that I get ahead of all of the hunting seasons. I want to be the first of August, you know, type thing. But on -- but for myself, if I had to pick a time, I'd pick October. For the second choice, early in August.

9 MR. EWAN: I prefer October also. I have a job that keeps me pretty busy, and I'd like to combine my trip with other business, like when I come to Anchorage. I think October usually we have -- in the native community, we usually have Alaska Federation of Natives meeting. Something's going on for about a week. I'll be here during that time. But if we can work it in around that time, it would be good for me. And probably a lot of people that would like to listen in on these meetings, you know, will be here -- will be here anyway.

18 MS. EAKON: So work in during AFN week.

19 MR. EWAN: Anybody else?

20 MR. OSKOLKOFF: I don't know if right during the week, it might be a little tough, but around. Usually the first of the week, I think for AFN -- they usually have theirs on the weekend. Isn't it Friday, Saturday? Or Thursday, Friday and Saturday?

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1 MS. EAKON: Uh-huh.

2 MR. EWAN: Thursday, Friday and Saturday, yes.

3 MR. OSKOLKOFF: Yeah. So maybe the beginning  
of that .....

5 MR. EWAN: Yeah.

6 MR. OSKOLKOFF: ..... week so a person can just  
come in and stay in for a week and get back out. Because they  
usually have workshops going on and whatnot anyhow.

9 MS. EAKON: Right. Okay.

10 MR. OSKOLKOFF: October would also be a good  
time for me.

12 MS. EAKON: Okay.

13 MR. OSKOLKOFF: I don't have a minute in summer  
and very little time in the fall.

15 MR. KOMPCKOFF: I would prefer October. The  
commercial fishing season doesn't end until September sometime,  
so October would be better during -- around AFN.

18 MR. EWAN: Fred, have you got any preference?

19 MR. JOHN: No, I don't have no preference.  
It's still not .....

21 MR. EWAN: Ben?

22 MR. JOHN: ..... Christmas day.

23 MR. ROMIG: Yeah, October's fine.

24 MR. EWAN: End of the season, right? Okay.

25

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October. You heard it. Our recommendation is October. The middle part of October somewhere.

3           Anything else? We don't have anything else on the agenda, right? We took care of all our evenings for this evening I guess.

6           MS. EAKON: Unless you had regional issues that were not identified in yesterday afternoon's session?

8           MR. OSKOLKOFF: I ask this -- what are going to happen to these sheets with all the regional issues that are -- have been identified on there? Are you going to consolidate those .....

12           MS. EAKON: Yes, I'm going to .....

13           MR. OSKOLKOFF: ..... in a list for us?

14           MS. EAKON: ..... I'm going to do a summary, .....

16           MR. OSKOLKOFF: Okay.

17           MS. EAKON: ..... and make sure that each of you get a copy.

19           MR. EWAN: Gary?

20           MR. KOMPCKOFF: Probably one regional issue that hasn't been brought up that's fairly important to Prince William Sound is the impact that Exxon Valdez Oil Spill has had on the subsistence resources. The availability of almost all the resources in Prince William Sound has dropped dramatically

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since March 24th, 1989, and judging from this year's -- the numbers and the availability of all those resources is going to continue to decline from what we can see.

4           One of the biggest problems that we have is the failure  
or the inability of the State and federal appointees to the  
Exxon Valdez Trustee Council to recognize the fact that  
subsistence has been dramatically affected by the Oil Spill,  
and that the millions and millions of dollars that the State  
and federal governments have received for restoration of those  
diminished resources just isn't happening.

11           That's one of the biggest concerns that villagers have.  
12 And judging from the protest that commercial fishermen put on  
13 recently, it's a big concern in the larger communities, in  
14 Cordova, Valdez and Seward. I don't know what we would expect  
15 from this advisory council. It's just a -- it is a big issue  
16 in the Prince William Sound community.

17           MR. EWAN: Okay. Well, I think we understand  
18 that, and really sympathize with the people in that .....

19           MR. KOMPKOFF: And it's -- there's a .....

20           MR. EWAN: ..... Prince William Sound area.

21           MR. KOMPKOFF: ..... lot of misinformation, a  
22 lot of misinterpretations of the data that's been collected. I  
23 think the general public is under the impression that Prince  
24 William Sound is well on its way to healing itself, and it

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isn't. The herring didn't return at all this year. The first time that any of our elders can ever remember herring not returning, and the subsistence activity of harvesting herring roe on seaweed and herring themselves just didn't happen this year.

6 The salmon didn't return anywhere close to what they were predicted to return.

8 The seals have been declining. They were declining before the Oil Spill, but they have been declining a lot more noticeably since the Oil Spill.

11 The sea lions are in the same category.

12 The ducks don't return in the numbers that they used to.

14 The subsistence lifestyle is quickly disappearing in the native villages in Prince William Sound.

16 We would -- I think one thing that our village I think would ask of this Council would be to -- for this Council to request that the Exxon Valdez Oil Spill Trustee Council recognize the fact that subsistence resources were dramatically affected and that they do something to restore those resources.

21 MR. EWAN: Okay.

22 MR. KOMPKOFF: Thank you.

23 MR. EWAN: There's a recommendation on the --  
24 this a regional issue that .....

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1 MS. EAKON: Yes, that .....

2 MR. EWAN: ..... appropriately discuss right  
3 now? Yeah, Ralph?

4 MR. LOHSE: Do you have a resolution to that  
5 effect? Does Gary want to put a resolution and we could pass  
6 the resolution. We can't direct them to do anything, but we  
7 could submit them a letter or a resolution showing support or  
8 something like that. I think that would be within our --  
9 within .....

10 MR. KNAUER: I'm sorry, I couldn't hear you?

11 MR. LOHSE: Would it be within our ability, or  
12 within our whatever you want to call it, directive, for us as a  
13 group to submit a resolution to the Trustees to recognize what  
14 Gary was talking about?

15 MR. KNAUER: If you look at your sheet on roles  
16 and responsibilities of the regional advisory council, all of  
17 the authorities relate to subsistence. Fish and wildlife uses,  
18 the use of fish and wildlife resources, on public lands within  
19 the region. The impacts that Mr. Kompkoff mentioned are  
20 significant, are of major concern to the residents in the  
21 region, and the resource managers, but they're not within the  
22 purview of the authorities of the Council.

23 That's not to say that you couldn't draft a letter to  
24 the Exxon Valdez supporting the local residents in their

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concern for subsistence, and the need for quick resolution.

2 MR. EWAN: Lee?

3 MR. BASNAR: How much of that land is federal  
4 land that we're talking about? You know, we're only dealing  
5 with federal lands here, and how much of that is State land in  
6 which we have no advisory authority?

7 UNIDENTIFIED: A large portion.

8 MR. KNAUER: Probably a large portion is both  
9 State land and corporation land.

10 The other thing is even though many of the species he  
11 talks about are managed by the federal government, they're not  
12 within the purview of this program. Migratory waterfowl are  
13 managed by the Fish and Wildlife Service, but not under this  
14 Federal Subsistence Program. Sea otters, seals, and sea lions  
15 are managed by a federal agency, but not under this Federal  
16 Subsistence Program.

17 MR. EWAN: How about the things like herring  
18 he's talking about? Herring and herring eggs and clams and  
19 whatever you have that actually are on the beach, on land?  
20 That's all under the same agency that you're talking about,  
21 too?

22 MR. KNAUER: Most of those again are below mean  
23 high tide, and they're either managed by the State of Alaska or  
24 National Marine Fisheries Service.

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1 MR. EWAN: So .....

2 MR. BASNAR: Well, .....

3 MR. EWAN: Yes?

4 MR. BASNAR: I guess my next question would be  
5 to Gary, is what about the impact on land animals that we do  
6 have the authority to discuss? I don't know that area of the  
7 country very well. Moose? Has it had an impact on moose? Do  
8 you have any down there? Goats? Deer?

9 MR. KOMPCKOFF: We have a lot of deer. We have  
10 some goats, not much moose to speak of in Prince William Sound.  
11 I think State studies have shown that the deer were impacted  
12 very minimally.

13 MR. BASNAR: Black bear?

14 MR. KOMPCKOFF: Black bear to the same degree as  
15 deer. The only way that the deer were impacted I think were by  
16 eating oiled kelp in some areas.

17 MR. BASNAR: Have you seen a decline in the  
18 amount of deer available for subsistence?

19 MR. KOMPCKOFF: Yes, I think so. It's not as  
20 noticeable as the decline in seals or sea lions or ducks or any  
21 of the ocean creatures.

22 MR. BASNAR: Do we have data available on  
23 federal lands where deer have been harvested that would reflect  
24 recent deer harvest compared to pre-Exxon Valdez harvest? I

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doubt if we have that immediately available here, but .....

2                   MR. WILLIS: The harvest data's available, but  
trying to pick out something that could be caused by the Oil  
Spill from that would be an impossible task I think. There are  
so many other factors that influence the deer harvest, that,  
you know, when you -- especially when you're operating with a  
questionnaire survey to begin with.

8                   We were talking out in the hall about some of the  
under-reporting and nonreporting that goes on, you have to  
estimate the actual harvest based on the return of this  
questionnaire, and you can only guess within certain  
boundaries. If you estimate 10,000 deer harvested, what you're  
really saying is somewhere between 8,000 and 12,000 were  
harvested. That's as close as you can come with the data that  
you have. And trying to say in -- from '89 through this period  
of time that the deer killed was -- the harvest was decreased  
because of this, you simply couldn't say it, because of things  
like weather, hunter interest and, you know, lots of other  
factors would have an impact far greater than the Oil Spill  
would.

21                   MR. THUMA: Mr. Chairman, ADF&G has done some  
subsistence studies along those lines, particularly in Tatitek,  
to look at impacts, Oil Spill impacts on subsistence users  
basically. I haven't spent any time looking at those studies,  
25

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but I know they have looked at it from a user point of view.  
And Gary's probably more familiar with that than I am.

3                   MR. KOMPKOFF: There were subsistence harvest  
surveys done prior to the Oil Spill, and they've continued  
since the Oil Spill.

6                   They're saying that it's hard to attribute anything to  
the Oil Spill. It's awfully hard for me to sit here and listen  
to that when for generations we've never had to worry about any  
numbers of anything. Everything was always available to us.  
But since 1989 those numbers have been declining so  
dramatically it's not funny. And that .....

12                  MR. WILLIS: Does that include deer, Gary?

13                  MR. KOMPKOFF: ..... it's not attributed to the  
Oil Spill, but everything has been so different since the Oil  
Spill.

16                  MR. WILLIS: Does that include deer?

17                  MR. KOMPKOFF: To some degree.

18                  MR. WILLIS: I was talking -- I was talking  
specifically about deer and trying to use the harvest data to  
measure how much impact the Oil Spill had. As I recall .....

21                  MR. KOMPKOFF: I would have to look at the  
survey data to give you a good answer to that.

23                  MR. WILLIS: As I recall, there were two bad  
winters in a row .....

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1 MR. EWAN: Gary first, and .....

2 MR. WILLIS: ..... in there, too, and .....

3 MR. EWAN: ..... that lady back there.

4 MR. OSKOLKOFF: I'd say it again, but I think  
we're getting bogged down in details. What we write in a  
letter may or may not have any weight. It's just that we're  
saying that we're concerned with this, and that's all we're  
doing. If they want to take and say, "Hey, these people --  
this is beyond their jurisdiction, out of their purview,"  
whatever it might be, and toss it in the garbage. That's their  
business. But I think that if we are concerned with this, we  
ought to say so, and as simple as that, and send it to the  
Chair or whoever the responsible party is in that organization  
and be done with it. And they can decide whether they think  
it's out of what we ought to be doing. And if the good  
Secretary doesn't think that that's something that we should  
have done, he'll replace us and we can let it go at that. But  
I think we're getting bogged down into little, you know,  
details. We -- there's no need to try and prove anything.

20 MR. LOHSE: Yeah. Right. I agree with you.

21 MR. BASNAR: Well, what exactly do we want? To  
show our concern, is it?

23 MR. EWAN: Wait. Somebody .....

24 MR. BASNAR: Oh, I'm sorry. Excuse me.

25

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1 MR. EWAN: Somebody had their hand up. Jody,  
go ahead.

3 MS. SITZ: If there was some concern over the  
harvest of deer, I can speak to that very briefly. The harvest  
in Tatitlek and Chenega Bay has gone up again since the Oil  
spill, but the composition of the harvest has changed. People  
are focusing on resources that they're still able to get.  
Marine mammals have declined dramatically. Ducks have declined  
dramatically in the harvest. People are focusing more on land  
mammals, but they're harder to get. And there was one  
individual who was able to get his limit of deer last year, but  
most of the village that went out looking for deer was not able  
to get their limit of deer. So even though they're  
accomplishing the harvest, the ability that they had to do that  
is declining.

16 MR. EWAN: Sorry, Lee. Go ahead.

17 MR. BASNAR: Would she identify herself? I  
don't know who the lady is, or what .....

19 MS. SITZ: Pardon me. I'm so sorry. My name  
is Jody Sitz. I work for the Division of Subsistence for the  
Alaska Department of Fish and Game. My areas of concern's down  
in the Copper River Basin. Thank you.

23 MR. BASNAR: Thank you.

24 MR. EWAN: Okay. Lee, you were going to say

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something?

2 MR. BASNAR: Yeah. Now I forget. Oh, yeah.  
Okay. As I understand it, Gary wants us to send a letter of  
concern. Are we asking for anything specific, or are we just  
saying that we're concerned, and if so, what will that type of  
a letter -- what do you expect we'll accomplish by it?

7 MR. KOMPKOFF: I think most of -- speaking on  
behalf of Tatitlek residents, and probably Chenega Bay  
residents, and some of the other native villages, we would just  
like recognition, just for them to recognize the fact that 75%  
of that oil remains in Prince William Sound, and that we were  
terribly impacted. We're spending millions and millions of  
dollars on timber buy-backs in areas that are far removed from  
where the actual impact was. Spending millions of dollars on  
salife centers. They should be spending more money on actual  
restoration.

17 MR. BASNAR: Okay.

18 MR. EWAN: Gary, I do -- if we are going to go  
ahead and maybe a write a letter or I don't -- if the board  
wants -- I mean the Council wants to do .....?

21 MR. OSKOLKOFF: Do you need a motion to do  
that?

23 MR. EWAN: Yes. I was going to ask Gary one  
thing. Could you name the organization we should write to

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again, please?

2 MR. KOMPKOFF: The Exxon Valdez Oil Spill  
Trustee Council.

4 MR. EWAN: Okay. Yes, I would. I'll entertain  
5 motion we write a letter.

6 MR. OSKOLKOFF: Would you like to go ahead and  
make the motion?

8 MR. KOMPKOFF: I'll make that motion.

9 MR. EWAN: Motion that .....

10 MR. JOHN: I'll second it.

11 MR. EWAN: There's a motion, seconded, that we  
send a letter to the Valdez Exxon .....

13 MR. KOMPKOFF: Exxon Valdez Oil Spill Trustees.

14 MR. EWAN: Exxon Valdez Oil Spill. Do you have  
15 there's a motion and second here. It's on the motion?

16 MR. THUMA: Well, if you're talking to me, I  
was just scratching my chin. I'm sorry.

18 MR. EWAN: Oh, I thought you had your hand up.  
19 Yes, Ralph?

20 MR. LOHSE: Gary, would you give us the content  
of that motion? I mean, we have to have more than just write a  
letter. What are we going to do in this -- what are we going  
to express in the letter? That's basically what we need right  
now.

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1 MR. EWAN: He said it a little while ago.  
 Yeah.

3 MR. LOHSE: To express our concern? Or .....

4 MR. KOMPKOFF: Yeah. Express our concern about  
 the lack of recognition that the board -- that the Trustee  
 Council has of the impact of the Oil Spill on subsistence  
 resources.

8 MR. LOHSE: Right.

9 MR. KOMPKOFF: Thank you.

10 MR. EWAN: Well, we need to vote on it yet.  
 Ready to vote? Okay. All in favor of this motion, say "Aye"?

12 ALL: Aye.

13 MR. EWAN: Opposed by the same sign? The  
 motion's carried.

15 Any other business that we should take up? If not,  
 maybe we ought to -- ready to adjourn until this evening?  
 Recess?

18 MS. EAKON: If you wish.

19 MR. EWAN: Pardon?

20 MS. EAKON: If you wish. Unless they have any  
 other matter.

22 MR. EWAN: Anybody has -- has anybody .....?

23 MR. LOHSE: What's left on our agenda,  
 Mr. Chair?

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1 MR. EWAN: Just evening public hearing I guess,  
public meeting.

3 MR. JOHN: 7:00 o'clock?

4 MR. BASNAR: Yeah, that's what it says.

5 MR. EWAN: Almost 5:00?

6 MS. EAKON: It's 4:20.

7 MR. EWAN: If there's no other business, I  
guess the proper thing to do here is just recess until this  
evening at 7:00 o'clock. If there's no other business, we'll  
recess until 7:00 p.m. tonight. Thank you.

11 (Off record)

12 (On record)

13 MR. EWAN: Okay. Before we start the public  
comments period, I guess we should introduce ourselves again to  
the new people that are here. This will be the third time I  
think today. I'm Roy Ewan, and I live in Gulkana. I'm the  
Chair of the Council. And we'll start on this side again I  
guess. Gary?

19 MR. KOMPKOFF: I'm Gary Kompkoff from the  
Village of Tatitlek.

21 MR. JOHN: Fred John, Junior, Mentasta.

22 MR. BASNAR: Lee Basnar, Cantwell. Vice Chair.

23 MR. LOHSE: Ralph Lohse, Cordova.

24 MR. OSKOLKOFF: Gary Oskolkoff from Ninilchik.

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1 MR. ROMIG: Ben Romig, Cooper Landing.

2 MR. EWAN: Okay. I guess we have people that  
want to make comments. Do we have the names of the people?

4 MS. EAKON: Yes, I do. Before we accept the  
public testimony, right there on the flip chart here is the  
important date of November 1st. I just want to point out that  
that is the last day to send proposals for regulations changes,  
and the proper address is there. The Federal Subsistence  
Board, care of U.S. Fish and Wildlife Service, 1011 East Tudor,  
Anchorage, 99503.

11 MR. EWAN: I'd also like to ask the Council if  
they want to limit the speakers' comments?

13 MR. BASNAR: How many do we have?

14 MR. EWAN: I think we have two.

15 MS. EAKON: We have two.

16 MR. EWAN: Or just leave it open? It's up to  
the Council?

18 MR. BASNAR: I think with two we can -- unless  
they get too windy, let them go.

20 MR. EWAN: Any objection to just leaving it  
open? We'll have -- ask the first speaker up here then. Byron  
22 yeah, can .....

23 MS. EAKON: Brian Kerr.

24 MR. EWAN: Brian Kerr. Okay. Sorry.

25

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1 MS. EAKON: He's representing himself and he's  
2 from Palmer.

3 MR. KERR: I've never been in one of these  
4 meetings, so I don't -- I haven't been able to make it today to  
5 know what you was talking about, but I just had a few questions  
6 and maybe a few comments.

7 In some of the areas, you know, people that live in one  
8 certain area -- oh.

9 MR. KNAUER: Excuse me, Mr. Chair?

10 MR. EWAN: Yes.

11 MR. KNAUER: It would be appropriate for the  
12 record if Mr. Kerr would announce his name and whether he's  
13 representing himself or something, because .....

14 MR. KERR: Oh, okay.

15 MR. KNAUER: ..... I know having sat up there  
16 where Helga is sitting, sometimes we have trouble reading  
17 names, and we might not have gotten your name correct and so  
18 on.

19 MR. KERR: Okay. My name is Brian Kerr, and  
20 I'm just representing myself. I just have a few questions or a  
21 few comments I'd like to make.

22 One is in the Southcentral area, you know, that we're  
23 representing here, is the -- well, we're all on a road system  
24 base. Generally there's a lot of roads through the areas.

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1           The definition of rural to me seems kind of odd, to  
 where, you know, I live outside of Palmer. I have no running  
 water. I have no electricity. I have an outhouse. My income  
 level isn't as high as some of the areas, people that would  
 live in say a specific area which is able to hunt moose in the  
 Nabesna area. They could have lived in California all their  
 life and moved into an area and all of a sudden they qualify,  
 because they're rural. It doesn't matter that their income is  
 maybe 60, \$80,000.00, they have a Slope job or something. And  
 they automatically qualify, because they live a little bit  
 closer to one area. Where to me, subsistence to me is the use  
 of the people that have traditionally used it or people that  
 used it.

14           And I kind of wonder about the definition about rural,  
 because how rural can it be if I live on one side of an  
 imaginary line and in 100 yards, the guy's on the other side,  
 he automatically gets it and I don't.

18           And I think that there needs to be something done with  
 income along with that, because why should a guy making  
 \$100,000.00 a year or \$50,000.00 a year, because he lives  
 across that magic line, he's allowed to go take game in an  
 advantage to where I can't. And I'm not allowed to go into his  
 certain exclusive private hunting area, but yet he can come out  
 of that exclusive hunting area and hunt competitively with me

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against the animal in the open areas. And so he's given twice the opportunity as I have.

3        Now, true, in certain areas where everybody's rural, there's no question about, but in the Southcentral, there's people that live in Anchorage that, you know, they've grown up their whole life in the Bush. They've had to move in here because of something. It could be because of health and doctors for their family. But they aren't allowed to go out there subsistence, because they don't live in the right area, but yet their income -- they could use it more than 90% of the rest of the people in the State, because they're barely struggling. But they're excluded automatically on where they live.

14        And so the Southcentral Region, which area is rural? I think it needs to be addressed or looked at of that. Is just one of my questions that I'd like brought up.

17        And the same goes with the fishing and that, too, you know. Certain rivers are closed off that I can't go fish, but the rural residents, they can set up fish wheels and take the fish, but I can't fish there. And why is that fair? Just because they live in a magic area. And they may have better living conditions than I do.

23        And so that's basically -- that's all I wanted to bring up, that, you know, this area, rural is a pretty weird way of  
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describing it, you know. Just because I'm across that magic line, I'm not rural any more, and I don't need it as much or more than people who are in that magic area.

4 Thank you for your time.

5 MS. EAKON: Thank you.

6 MR. BASNAR: Don't go away. We may need to have some questions, please.

8 MR. EWAN: Yeah.

9 MR. KERR: Okay. I'm new to this.

10 MR. EWAN: Okay. We're all here new also. Yesterday and today is our first day of meeting. Our Council was just formed, and we were appointed just recently, so we're new, too.

14 MR. KERR: Okay.

15 MR. EWAN: We're just trying to get used to conducting these public hearings here.

17 MR. KERR: Well, you guys have got a big job. That's all I've got to say.

19 MR. EWAN: I'd like to start off with just a comment on what you were saying. I think that's a concern. Your concern's pretty general on -- generally across the State, you know. People have been saying that. People that move from rural areas and come to Anchorage and why they can't subsist.

24 I guess we're in a position as the Council -- we're not  
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in a position to change that rural definition I don't think. I really -- it's just -- it's by the law. Rural -- am I correct or --? It's stated in ANILCA what rural is, rural Alaska. There are some communities that are not rural.

5 MR. KERR: Okay. And so you have no say on that then?

7 MR. EWAN: Yeah. Well, let them comment. They're the experts over there, they're -- on the law. Does somebody want to take a crack at what he's talking about?

10 MR. WILLIS: Since they're occupied, I'll answer that, Roy.

12 MR. EWAN: yeah.

13 MR. WILLIS: Yes, it's -- the definition of rural is spelled out in ANILCA, and it was decided on by Congress, and nobody at this level has any authority to change that.

17 MR. KERR: Oh, okay.

18 MR. WILLIS: So your comments are duly noted and understood and appreciated. We hear that a lot.

20 MR. KERR: What is the process that needs to be done to change that rural then basically? Congress has to pass an act to .....?

23 MR. WILLIS: That would have to be required to amend ANILCA itself.

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1           Go ahead, Gavin.  You're .....

2                   MR. FROST:  Mr. Chairman, I do have I guess a  
comment to make on this, and perhaps it will help Brian out a  
bit.

5           The definition of rural has not been defined in ANILCA.  
6 There is legislative history that indicates there are certain  
cities, or we'll call them nonrural areas, that Congress  
specifically identified.  Well, Anchorage, Fairbanks, Juneau,  
those have been identified as nonrural areas.

10          Now, what the Federal Subsistence Management Program  
has done, it has extrapolated from that and has said now, based  
upon some of these communities that have been considered  
nonrural, how can we define what rural is?  And what the  
Federal Subsistence Board has done is it has gone about  
defining rural on a population basis.  It is considered  
villages, towns, communities with less than 25,000 people --  
excuse me, 2,500 people to be presumptively rural.  Between  
18,000 and 2,500, you -- again you have a rebuttable presumption  
that it is rural, but there are other factors that come into  
play.  And beyond that, the Board will look at it most closely  
and scrutinize very critically to determine whether there is a  
rural nature there or not.

23          But the actual definition has not been defined in  
ANILCA.

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1 MR. KERR: Uh-huh.

2 MR. FROST: This particular Council could make  
3 a recommendation to the Board, but again that recommendation,  
4 to be adopted by the Board, would have to be -- would have to  
5 be based upon substantial evidence.

6 But your comment could be adopted by the -- excuse me,  
7 your request could be adopted by this Council and they could  
8 take action upon it.

9 MR. KERR: And then they'd start the process of  
10 getting it amended or the definition clearer so that it could  
11 take in different things?

12 MR. FROST: They could make a recommendation if  
13 they so chose to the Board that the definition of rural be  
14 modified in some way, yes.

15 MR. KERR: Okay. So in that definition off  
16 rural that's in there, does it speak anything of money?

17 MR. FROST: Currently, no.

18 MR. KERR: Because, you know, somebody that  
19 lives in the Bush that's got a Slope job of \$80,000.00 a year,  
20 he's got a 206 on floats behind his house, and he automatically  
21 qualifies as rural, well, how is that subsistence? You know?  
22 So that's just one question that, you know, kind of needs to be  
23 adopted I think, that .....

24 MR. FROST: I do have one other response to

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Mr. Kerr's question. In the definition of rural, I think that my unequivocal statement that, no, there is no reference to money may have been incorrect. As I recall, there is one statement towards the end of that definition. The definition of rural includes community or area characteristics, and they may be -- may include, but are not limited to communities or areas which are economically, socially and communally integrated -- excuse me. They shall be considered in the aggregate, so therefore the economics or finances could be included, at least in aggregate in communities, and that may have a bearing on income. But other than that, there really isn't. It's really based upon population.

13 MR. KERR: Okay.

14 MR. OSKOLKOFF: It .....

15 MR. KNAUER: It's on a community and not an individual basis though.

17 MR. EWAN: Gary?

18 MR. OSKOLKOFF: That -- he just brought up my question, that it's on -- it is on the community, it's not -- on the area. It's not on the individual .....

21 MR. FROST: That's correct.

22 MR. OSKOLKOFF: ..... in that respect.

23 MR. FROST: If that wasn't clear, I .....

24 MR. OSKOLKOFF: Yeah.

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1 MR. FROST: ..... yeah, I concur with that.

2 MR. EWAN: Anybody -- any Council member want  
3 to comment on -- Lee?

4 MR. BASNAR: Yes. Brian, I appreciate your  
5 coming down and talking to us, and I know this is a concern.  
6 Where do you live in relation to Palmer? I mean, are you in  
7 the city itself or .....?

8 MR. KERR: No, I'm outside the city limits.  
9 Buffalo Mine Road.

10 MR. BASNAR: Okay. Have you lived there quite  
11 a long period of time or .....?

12 MR. KERR: No. I'm in the process of moving  
13 there. I sold my property. I lived just the other side of  
14 Palmer before that, and I've moved to a little different area.  
15 So I'm just starting up there on Buffalo Mine Road.

16 MR. BASNAR: Okay. And have you been sort of  
17 keeping abreast of this subsistence process as it has evolved  
18 since 1980?

19 MR. KERR: I have kept abreast not as good as I  
20 could -- should have or could have, because I work a lot of the  
21 time Outside, and things like that. And like most people, you  
22 don't pay attention to anything until you start to find out  
23 about it. And I didn't really understand that much about it,  
24 so I've just started paying more attention just to see what's  
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going on, and to see how it applies to me more, and probably  
just getting a little more involved in things. I've just been  
slow to do that.

4 MR. BASNAR: Okay. Well, there have been many,  
many people over the years that have voiced concerns very  
similar to yours, and some of us have been involved in this  
process for some period of time. And this afternoon there was  
an individual from one of the Ahtna villages testifying exactly  
almost to the opposite of what you want. This individual was  
concerned that too many people from nonrural areas were going  
into a rural area and taking all of the game that these people  
have traditionally subsisted on. So now you come along, and  
I'm not -- this is not .....

14 MR. KERR: Yeah.

15 MR. BASNAR: ..... a criticism. It's just an  
explanation of the total picture that we have to look at. Now  
you say, "Wait a minute. I'm not exactly living in town. I'm  
a rural person." And where would you choose to hunt if you  
were given a rural preference? Would you hunt right in the  
Buffalo Mine area road for something that -- where would you  
go?

22 MR. KERR: I don't think that you could say  
there's any one area, because game populations are going to go  
up and down. People move about. It's the same -- and I'm not  
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trying to say that, you know, everybody should be given the same status. I'm just saying it ought to be an equal status according to need, that it shouldn't just be locale, for rural area, and a person doesn't need it, why should he be given that versus a person that needs it in another area. I just think it ought to be more equitable to the people's needs.

7 I don't think as a resident of Alaska that I should stop anybody from coming and hunting on Buffalo Mine Road and vice versa. But I also feel that we shouldn't be able to just wipe out all the game everywhere. I think it needs to be done if I don't know whether it's registration hunts or whatever, but like in our Southcentral area to where basically we can drive anywhere in the area and just a short hop by boat or plane into any of the adjoining parts of the State. Where just because a guy lives in Glennallen, why should he -- and, you know, he's got a job on the Slope, why should he be allowed to get a subsistence sheep where I can't?

18 And I'm saying -- but I'm not saying everybody in that area should be allowed to get a subsistence sheep, because subsistence means need to me. You know, historical use and need. It ought to be a combination and it shouldn't just be, okay, "I live here, so I get it." Or, "I'm poor and live in Anchorage, so I should get it." It needs to be on their needs.

24 Because I don't -- I agree with them as -- I've had

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wonderful fishing spots. People find out about them, they come in and they just destroy it. I've had good hunting spots for year after year. You take good game. And then people find out about it, and they come in and wipe it out. And I'm not saying it should be that way either.

6 I'm just saying why don't we make it more equitable on the whole to people that need it, if we're going to have special hunts for those people? I'm not saying that everybody on the whole area should be able to go do it. I'm saying that people with that need should be able to go do it. Because there's people that need it far more than I do, and their lifestyles say that. And I'm just saying let's qualify it instead of just by general area, then -- you know?

14 I could put a post office box in Glennallen. I could  
15 so many people that I know, they lie about how much time  
16 they live in an area, and they get those subsistence permits.  
That's just my point.

18 It needs to be based on need, not locale, because I  
19 thought that's what subsistence was about.

20 MR. EWAN: Anybody else want to comment? I'd  
21 just like to say -- comment on the last thing that you said,  
22 people lie, you know, about their location. People can lie  
23 about their income, too.

24 MR. KERR: Yeah. That's true, but a tax return  
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says a lot though.

2                   MR. THUMA: I did have one comment. I came in  
a little late, and I apologize. But the legislative history of  
ANILCA is pretty clear that they didn't want subsistence based  
on need. That the intent was to preserve a way of life that  
was in Bush Alaska, and the reason they were trying to get away  
from need was that there are some people out in Bush Alaska,  
for example, with high incomes, maybe commercial fishermen.  
Chignik is a good example. There's a lot of money down there.  
10 They didn't want to say those people shouldn't have a  
subsistence priority, because they were trying to preserve a  
way of life.

13               But at the same time, they didn't want to go in and  
separate communities by saying, "You live in this community,  
but you have a high income, and you can't have subsistence, but  
your neighbor over here who doesn't have a high income can have  
subsistence priority."

18               So I guess what I'm trying to say is that in my mind,  
Congress was pretty clear that they didn't want subsistence  
tied just to needs, tied to economics. Income -- in my mind,  
income has nothing to do with subsistence priority.

22               And I know -- I know what you're saying, because .....

23                   MR. KERR: Yeah.

24                   MR. THUMA: ..... we've heard -- and in my

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heart, I feel the same thing you do, but I don't believe that's what Congress intended when they passed the law.

3 MR. KERR: Okay. Just then another question on that, just for clarification for me, is, you know, we're talking about a way of life, but what about the family let's say from Anchorage that has always hunted in area? Their way of life for the last -- they were up here at Statehood. Before they moved here, their ancestors have always hunted, and everything like that, and their way of life is being -- you know, that's been a hunting family, you know, has been their tradition. But now they're saying, "Okay. You can only keep that tradition if you live here." You know, it wasn't long ago that, you know, these areas that aren't, you know, allowed to, before that time that was all subsistence. And my question is then is why are some people allowed to continue that way of life, and others of us are cut off?

17 MR. THUMA: The Congress again were pretty clear. They were real clear on this part, the rural versus urban part. And as Gavin said, they did lay out four communities that they said were nonrural, Anchorage being one of them, .....

22 MR. KERR: Yeah.

23 MR. THUMA: ..... for example. So I guess my point -- the point I'm really trying to make is we're not -- I

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don't think we're discussing a rural versus nonrural issue. We're really talking an ANILCA issue. What I hear you saying, the things you're suggesting really goes back to things that would need to be changed within the Act itself.

5 MR. KERR: Okay.

6 MR. THUMA: And not with just the rural definition in many cases anyway. That that doesn't mean -- that doesn't take away from your comments at all.

9 MR. KERR: Yeah.

10 MR. THUMA: There's a lot of people that think the Act should be changed. But your Anchorage example, for example, would be -- would require a change in the Act.

13 MR. EWAN: Okay. Ralph?

14 MR. LOHSE: Brian, the whole thing is it really doesn't -- it doesn't stop you from hunting, it doesn't stop people in an urban situation from hunting. What it does is it, under the ANILCA Act, it sets aside certain areas with a subsistence priority.

19 My family lives off of fish and game basically. None of it -- I would consider it subsistence, but none of it's ever been taken with anything except a common, ordinary sport hunting license, or sport fishing license, you know, for lack of .....

24 MR. KERR: Uh-huh.

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1                   MR. LOHSE:   ..... a better way of putting it.  
Those opportunities exist. But a person from a nonrural area  
is going to have to work harder to make use of those  
opportunities, and because they live in a nonrural area where  
they have more competition, there's going to be more  
competition for the resource. The opportunity is still there.

7                   What this basically does is take certain areas and say  
that these areas have a subsistence priority, and the  
subsistence priority on national interest lands is met first,  
and then if there's anything left, for lack of a better way of  
putting it, then there's something for those who are nonrural,  
nonsubsistence, for personal use or for sport hunting.

13                  And so what it does is it limits our opportunity, or  
limits the opportunity for the person who's not (sic) classed  
as nonrural or not hunting under subsistence thing, but it  
doesn't remove it. He's just going to have to be more  
innovative, and work harder to do the same amount -- to do the  
same kind of thing. And we still have -- we still have an  
awful lot of opportunities in this State in comparison to a lot  
of places.

21                  MR. KERR: Oh, yeah, we do. But along with  
that same line is, okay, if we give people which -- you know,  
with that way of life a subsistence, we're giving them two  
areas though to our one, because they can -- they have special  
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privileges in that area which, you know, they've earned by tradition, or they earn by living under those circumstances. But also they are -- you know, they have this area closed, but when they're allowed to go to all the other area, too. And it just comes to, you know, are we all citizens or not? I mean, they're given special, we're given none in that area. But we're given -- you know, so they're added bonuses that they get.

9           And so I was just -- you know, just asking questions about equitable towards everybody on it, versus, you know, select individuals. And, you know, that's been the history forever, but I was just hoping maybe to ask a few questions to see what's possible to change. I didn't know.

14           MR. EWAN: Okay. Any other comments or questions from the Council? Thank you very much. Appreciate it.

17           Go on to the next person? Okay. The next person that wants to comment was Richard Martin from Chickaloon Village. Richard, if you want to state your name again .....

20           MR. MARTIN: Yes.

21           MR. EWAN: ..... for the record, and where you're from?

23           MR. MARTIN: My name is Richard Martin. I'm affiliated with Chickaloon Village, which is about 70 or 80

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miles from Anchorage. And I don't have anything specific to comment on what you have here, but I do have a few things that I would like to relate to you folks.

4 And the first thing I'd like to say is that, thank you, for all being here. You have probably a monumental task ahead of you, and you're dealing with large problems that you're trying to solve in a practical way with all different types of factions of interest involved in what you're doing. So some of the comments that I may say are being said so that I can effectively communicate to you some of the things that are on my mind that I have been able to process in my experiences with subsistence, and dealing with subsistence people on a traditional level.

14 Many of the things that you're doing here have an effect on people's every day lives and how they put food on their table and support their families. And it's not something that should be taken lightly by anyone. And it's not a sport thing.

19 And it's seems to me that it seems kind of ironic that we're holding this meeting right next to where a traditional fish camp used to be within this century. And some of the effects that -- of the peoples that were here, relocation, are evidenced on this -- on the other side of this building on Fourth Avenue.

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1           So there have been dramatic effects that have taken  
place by the traditional, indigenous, Alaska native peoples  
that are being -- that have been affected by what has gone on,  
by the lack of their ability to maintain their livelihood in a  
traditional manner.

6           And I have talked with folks that have been within this  
Southcentral area that have been impacted by Anchorage area  
people that have gone into their hunting grounds and on ANILCA  
lands that have been aside for them specifically, and they've  
still been trespassed on. And these folks many times are out  
in the outlying areas that are living on a fixed income and  
they're depending upon the moose meat and the fish that they're  
able to derive from how they've been -- how -- their very being  
is connected with fishing and hunting, and if you do -- if you  
deprive them of that, then you're practicing a form of genocide  
on people. And I don't think that that would a good thing to  
do. I don't -- there are a lot of people that are not going to  
be quietly regulated into a legend or a myth.

19          And it seems -- we talked -- you spoke about ANILCA,  
yet we don't have very many of our regional people here talking  
or helping to get elders and traditional people here to be able  
to testify to you folks, to let you know that they're having a  
hard time, and their kids are having a hard time. If they have  
a craving for fish or caribou meat or moose meat or whatever

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they're used to eating, sometimes they have to tell -- the young people have to tell their elders, "I can't go out and do this, because I'll get arrested." I've had relatives taken to jail and guns and shotguns confiscated for what my grandfather was able to do. And that's an impact that they -- they didn't ask for that type of an impact.

7           We all are accountable to natural law, and because man's law is inflicted upon them, that doesn't necessarily mean that it is right. There's still natural laws that have precedence over man's law, and if you take these people off the earth, you've taken away a natural law.

12           And I don't -- you know, we can go by the books and the pocketbook, but I think we also be looking to go by our heart and our minds to when you start dealing with these regulations.

15           We are definitely outnumbered up here now, and the political forces that are within the State government and municipal governments have a direct impact upon traditional people and native Alaskans, and there has -- I think there has to be checks and balances on the State and the federal level to insure the fact that we aren't genocided off the face of the earth.

22           I think that, you know, we can save all other types of things and animals, and the people up here have a value that is 24 it can't be -- that a price tag can't be put on. And many  
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things that they -- that native Alaskans know have not been passed on to anybody else. And in the future, it may be their knowledge that is needed to help to bring back the ecological balance of nature that is being affected by western technology and development of resources that is virtually polluted the North American continent.

7           And I've had a chance to travel down the West Coast and see some of the things that have been done down there, and it would -- it would be criminal of me not to say something to this group of people, to each and every one of you try to speak up to bring about some type of a sane development and preservation of the environment. And what we are experiencing right now will be nothing like what will happen if we take it so far out of balance that it can't be repaired.

15           And I really would urge everyone to really think about the native Alaskan peoples in their -- in your setting forth these rules and regulations, because they -- they don't have any way to combat all this paperwork, and what -- the kind of machinery you have behind you as far as the governments and resources.

21           It's -- to be taken away from your food and your game is not a good thing.

23           And I thank you for letting me .....

24                       MR. EWAN: Thank you, Richard. Maybe somebody

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has a question or a comment here. Any Council member? The agencies have any comment?

3 I think you made a very fine statement. When we do take up issues that, you know, you have concern about, I -- in fact we talked earlier today about resident zones in a national park where native communities were left out. Yeah, we are concerned about rural areas. Most of us here are all from the rural area, and we are concerned about natives I'm pretty sure from just the two days I've listened to the people here. And I think your statement is a real nice statement. A very good statement.

12 MR. MARTIN: Thank you.

13 MR. EWAN: Thank you. The next person will be Gary Harrison from Chickaloon Village again. Welcome, Gary.

15 MR. HARRISON: Good afternoon. I'd like to thank you all for letting us speak here today. And I'd like to note that I see several people who have fought for rights prior to this here meeting. I have some relatives I see from up the highway here. Some other people from down the Inlet.

20 And subsistence to me is a real difficult issue, because I find that what's really happened to subsistence is basically the resources have been taken from the indigenous people, and a lot of people know that history can recount that when indigenous people went to get furs. Then someone

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commercialized it, and we got a bunch of fur companies up here.

2        One of them, one of the major ones, the Russian  
American Trading Company, says they sold Alaska to the United  
States, which many of us know is a misprint in history,  
although some of the legal documents point that it hasn't been  
bought. But that's another issue.

7        But it still leads to the same documentation showing  
that anytime there's something that indigenous subsist on, as  
the definition of subsistence is today, it is taken away and  
commercialized, like fishing for instance. In the 1800s the  
Alaskan salmon were traded even as far away as the coast of  
Africa, and it's documented. Now it's commercialized. And  
this is what the people use to subsist on, and many of them  
still do. But now they've got several different meanings on  
fishing. Some people that are subsistence fishermen are called  
commercial fishermen. Some people that are subsistence  
fishermen are called sports fishermen.

18       A lot of people don't understand that a lot of the  
people who are actually commercial fishing, it has been a way  
of life. Many of them had it taken away from them. I've  
watched a lot of my relatives have it taken away. I watched  
one man named Jake down in Kenai get moved off of his  
traditional beach site, and lo and behold, later on some other  
people got his fishing site. We know Jake.

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1 I've watched people get cited up on the Copper River.  
2 I've got people up there. Relatives. For trying to trade  
3 their fish. You know, and these are things that they've  
4 traditionally done for thousands of years, only all of a sudden  
5 nowadays they can no longer do this.

6 Yet, I can go down and I can buy fish that come off the  
7 Copper River from someone else, already smoked, not our  
8 traditional smoking method, but, you know, you can go and buy  
9 them from somewhere if you want, yet we can't go and get them  
10 and traditionally subsist like we used to.

11 I can build a fish wheel, but where am I going to put  
12 it? Well, the Matanuska, where there's fish, where the river  
13 that I live on flows into, you can't put one in there. I'd go  
14 to jail. My relatives that used to have fish camps around  
15 here, you can't fish there. I see a lot of people fishing down  
16 here at Fish Creek. But my relatives who generally fish in the  
17 wooded areas, a little more secluded, when they get caught  
18 fishing, they end up getting a ticket, even though a bunch of  
19 them that aren't my relatives, they're, you know, a lot of  
20 people see them wandering around the streets here.

21 You know, these kind of issues on subsistence, I really  
22 worry about.

23 One of my real close relatives used to have a spot  
24 right out here. They call it Point Woronzof. There's still

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remnants of the camp out there. Now, even if I ask them to go out there, and they said, "Yes, you can go out there fishing," what's going to happen to me? I'll be taken off in handcuffs just like happened to me in Kenai when we went down there subsistence fishing.

6           A lot of people say, well, this educational fishery that they've allowed some of the villages to have, well, that's pretty ridiculous, you know. When people have been fishing for thousands of years, who's going to come in and teach them how to fish? Well, you know what happened? Who taught everybody else how to fish in the first place? It was these indigenous peoples from here that showed all these people how to fish. The fish trap didn't come from -- or the fish wheel didn't come from down there, it came from up here.

15           The fish trap came from up here. They still make them know how to make them from Arctic Village clear down to the 16 where's this guy from? Cordova? You know, they still know how to make them, from one end to the other. Are we allowed to 17 even use fish traps no more? No, because someone 18 commercialized it and they took away the subsistence fish traps 19 for people.

22           Well, they've commercialized hunting now. Now they sell these permits. They've got all of these big game guide 23 hunters who come into my area, my relatives' area. I see them 24  
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all the time. They've commercialized it. They sell our game.  
They fly in in airplanes and wait one day, and then they can  
get where you can't go walking in five weeks. They fly in in  
one day, and wait one day, and they can go sell our game.

5        This man over here who has a problem with the rural  
preference, I have a problem with it, too. Because I sit there  
on the road, and I watch all of these subsistence hunters go up  
there in these fancy rigs, you know. They must cost -- one  
tire on them probably costs \$700.00 on some of these rigs. I  
know. I've priced some tires, and, you know, they're pretty  
expensive. You know, \$700.00 would buy a lot of meat for a  
whole year if I was to, you know, have one of these rigs, you  
know, and they go up and they get a caribou. And if anybody  
knows how much meat is on a caribou, if you was to go down and  
buy \$700.00 worth of meat, you wouldn't have that much.

16        So I worry about subsistence, you know. I've watched  
it all being taken away. I've watched them pervert the meaning  
of subsistence. I've watched them do a lot of things. So I  
really worry about subsistence.

20        I'm not allowed to subsist any more, because I live  
next to a road. You know, under the laws that are present, I'm  
not allowed to subsist. I don't have a big fancy salary. I  
work for poor people. They're indigenous people to this area.  
24 They're probably the poorest people around. Many of them live  
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here in town, and they can't subsistence, whether they even  
lived out of town.

3           So when we start thinking about subsistence, there's a  
little priorities that some people may call prejudice. Well, I  
don't think that it's prejudice when you have an indigenous  
preference to subsistence. And I don't mean just the mere  
taking of kill where you can eat it, and I don't mean just the  
mere taking of drying enough fish for you to have for your own.  
9 I'm talking about true subsistence. When you have a little  
extra, you can trade it for some other things that you need.

11           If some of these federal people understand this, I've  
fought in the courts over here with some people on herring roe.  
13 subsistence herring roe. And they won. Now I've talked to  
the guy who prosecutes them. They're not going to prosecute  
any more subsistence herring roe cases, because they lost three  
15 in a row.

17           And I don't even know what they want to call when my  
youngest brother and I went out to get two caribou for my older  
brother's death at a commemoration we had. I don't even know  
what they want to call that. But it seems to me the next year  
21 it was printed in the paper that there was no longer caribou to  
be taken for commemorations, you know.

23           And -- which comes into freedom of religion, and the  
freedom to be free. Most people need to understand history.

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They've been -- most people have been taught the American history from the American books, which have many inconsistencies in them. But there's one consistency in them that a lot of people forget: This place was based on supposedly freedom and the rights to be free. Well, they came in here and they took other people's freedom and they committed genocide on those people.

8           And they're still doing it today. And they're doing it with subsistence is one way they're doing it. And I'd like you people to consider that real heavily, because when you take away a people's food, you are committing genocide, and that's what's happened today. And I'm not saying that you people have done it, but I'm saying that is what's happened.

14           And if you don't believe it, you can look at the statistics on health. There's been many put out. One of the most recent is one on traditional foods, how they affect the health of people. When they go off their traditional foods, that's when a lot of these diseases come in which you now see are cropping up all over the place.

20           And I'd like to thank you for hearing me out. And I think that you ought to take a look at something that a lot of people think is prejudice when it is not, and that's indigenous preference. Thank you.

24                   MR. EWAN: Thank you, Gary. Does anybody have

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any questions or comments? Okay. If there's no questions or  
 comments, thank you very much, Gary. You made a very good  
 statement about subsistence.

4 MR. HARRISON: Thank you.

5 MR. EWAN: We don't have anybody else, right?

6 MS. EAKON: No, we don't.

7 MR. EWAN: Anybody have any comments or  
 questions? Council member? Don't all go to sleep now? Do you  
 want to close the meeting out then? We're done with our public  
 comments period now I guess. There's nobody else here.

11 Yes, Richard?

12 MR. MARTIN: So what will be the relationship  
 between this Council and the State government?

14 MR. EWAN: I'll let Bill .....

15 MR. KNAUER: This Council is not -- is  
 responsive to the Federal Subsistence Board, and it is the  
 Federal Board then that makes the regulations that result --  
 that relate to the subsistence use of fish and wildlife  
 resources on federal lands. So this Council as well as nine  
 others across the State will be working with the Federal  
 Subsistence Board, whereas the State will be managing the  
 general and nonresident harvest on nonfederal lands, as well as  
 the subsistence harvest on nonfederal lands, and where not  
 preempted, the general harvest on federal lands even. So this  
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Council will be dealing with subsistence priority on federal lands.

3 MR. MARTIN: That in itself is sort of  
defeating the -- Alaska is a whole state. We have -- the moose  
and the caribou don't know when they're crossing into --  
between State and federal land, and one of the things that --  
you know, the Eureka caribou herd used to be a big giant herd  
back in the 50s and 60s, and the herd that's up there now is  
nothing compared to what it was. And so we're dealing with  
problems that are going to impact everybody, and then if you're  
just taking care of your little patch over here, and you're not  
talking with these people over on the other patch, you're not  
effectively managing every- -- all the resources. It sounds  
like two kids. I mean, we're a whole state, and we have to  
take care of everything that's here. And it sounds like two  
guys in the cookie jar, and then nobody's in charge of the  
whole cookie jar. But it seems like you would all be able to  
effectively communicate with each other and try to work out  
some grand council that's going to look at the whole picture,  
instead of just my little part of the yard.

21 MR. EWAN: Anybody want to comment about -- ?  
Richard?

23 MR. KERR: Yeah, I don't have a comment. I  
have a question. Does -- We've heard -- I've heard it said in  
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the newspapers and my people that there's a push for the federal to take over the whole State and manage the game, and then there's the State trying to get the whole, and it kind of goes along with what he was saying, is that -- is there still going to -- is it going to continue to be the State handling a certain part and the feds handling a certain part, or does anybody know which direction it's headed? Or is it still just kind of up for grabs? Does anybody know?

9 MR. EWAN: I don't. I don't think the Council members or a lot of agency people know either.

11 MR. OSKOLKOFF: I think your term "up for grabs" described it .....

13 MR. KERR: Okay.

14 MR. OSKOLKOFF: ..... pretty well. It's .....

15 MR. EWAN: I'd like to show a map for those of you that are not familiar with the land status out in that area. Lee's got a -- I know it's a small map, but you can look at it. The federal land that we're talking about is not that much land.

20 MR. BASNAR: And this is Unit 13 outlined in red, and if you'd like to come up closer, feel free to do so. Within this unit, a year ago a large portion of this was federal land. The State of Alaska in December or early this year made their land selections as part of the Statehood Act.

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It's taken them many, many years to finalize their selection. They selected an awful lot of the federal land that was formerly federal land in Unit 13, leaving under federal management only these areas that are in gold or yellow, if you can see the color from that distance. We've got a little strip up here in the Sourdough area. There was a little strip that 7- north of the Denali Highway which is practically unusable for game purposes, because it's mountains. And then down the Gangle Lakes trail, down in that area. And then down in -- below Tonsina, down here. That is all we're talking about as far as federal land management that this Council at this meeting in Unit 13. Now, we also can discuss other areas outside of Unit 13, but this is the map that I happen to have available.

15           So your comments about being able to hunt in the Palmer area, if you gain rural status, and you want to hunt on federal land, you've got to drive to Sourdough or Tonsina or up on the Denali Highway.

19           MR. KERR: So really a lot of the questions or whatever, just wondering, actually need to be directed more toward the State then, because your area is a lot less than what we, you know, kind of thought that you had then?

23           MR. BASNAR: Exactly. And the two gentlemen from Chickaloon, the same thing applies. We're here talking

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about federal land. This just changed this year recently.  
Six, eight months ago. So this is -- this is what we're  
discussing in Unit 13.

4 MR. EWAN: Gary, did you have a question or a  
comment?

6 MR. HARRISON: Well, a lot of people may not  
realize, but indigenous people, some of them don't understand  
Unit 13 either. Or they don't understand where the State and  
federal lands begin or end. And a lot of them shouldn't have  
to, and that's my basic point, you know. The rights to stay  
alive in this land have been taken away from the indigenous  
person and that's -- this is where we come from. And if I get  
caught out there shooting a moose or catching fish, I'm going  
to go to jail. And I believe that I should have the right,  
whether it's State law or federal law that allows it.

16 And I do know that most of the State laws were brought  
in by federal predecessors. And that all of these things that  
is allowed to do by the State is done -- if it's contrary to  
federal law, it's not supposed to be done. And there's many  
things that are.

21 MR. EWAN: Jay? Lee?

22 MR. BASNAR: And I don't intend to debate this,  
but just one point: The reason that the federal people have  
taken over the management of game on federal lands in Alaska is

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because Alaska was found not to give a preference for subsistence in compliance with ANILCA, so actually the federal take over is more supportive of your concerns about subsistence rights than was the State itself previous to the federal administration of game on federal lands. That's all I intend to say on it.

7 MR. EWAN: Richard?

8 MR. KERR: Yeah, I agree with you 100% on that comment. And from that viewpoint I would urge you to get a larger portion of the cookie jar. Simply from the fact that the federal government has looked out for native Alaskans ability to derive their subsistence a little bit better than the State. And I think that is directly proportionate to their being ruled by popular opinion and vote, and the population up here has gotten lopsided, so that I'm sure that the Governor has quite a bit of pressure from a lot of different groups, and he probably has a pretty monumental job in trying to appease everybody. But -- and it's a very complex problem, and I wish you folks all the luck in the world.

20 MR. EWAN: Thank you, Richard. Yes?

21 MR. WILLIS: I'd like to say just a word about Richard's comment and also Gary's comment about things being up for grabs. I don't see it that way at all.

24 First off all, let me that at this level, the level you  
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see here in this room, at the field level, the people that I work with, we're all very frustrated at the fact that there are two agencies trying to manage the same resource in the same place at the same time. Neither agency asked for that. Both agencies were forced into it by Congress, and by the State Supreme Court. So now it's a fact of life. It's a brand new program. We're all struggling to try to find the best way to make it work.

9           Initially the idea was to give management back to the State as soon as they came in compliance with the federal act, and that was -- that was what everyone was working towards. For that matter, it still is. The problem is getting deeper though, because the State is now in such a financial, excuse me, strapped status, they may not be able to take over management of subsistence.

16           And so no one is grabbing, Gary, at least in my mind, certainly none of the federal agencies that I work with, are grabbing to try to get more control of subsistence. Rather, we're being -- we're being pushed deeper and deeper into it by a set of circumstances that we really don't have much control over, most of which originated in the courts in various lawsuits.

23           Obviously the State wants to regain control of management. It's been -- traditionally it's been in the hands

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of the State, and obviously that's the way they want to go.

2       At this point we're trying to make do and improve the  
system, and kind of waiting to see what happens with all the  
pending lawsuits.

5       But don't view this as a power struggle between federal  
and State agencies, because it simply isn't.

7               MR. HARRISON: I disagree with a little piece  
of that, and that's traditionally it's been in the hands of the  
indigenous people. And since it has lost the hands of the  
indigenous people, many species have been close to extinction  
and many have been extinct. As a matter of fact, that's why  
they brought in reindeers because of overhunting from the  
whaling crews. And that was before statehood, so that's  
federal regulation there.

15       Another good example of federal regulation is in order  
to save the Hagemeister herd, they murder them. I mean, that's  
a contradiction in terms in itself.

18       So whether State or federal take over, I don't see it  
good for the indigenous people. And I believe that the  
indigenous people are the ones who should have the rights.

21       If we took over this minute, we'd have a long time  
before we made as many mistakes as the present administrations  
have. It would take a long time to make that much mistakes.

24               MR. EWAN: Okay. Thank you. You know, we had

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a long day. Any Council member want to make closing comments or anything?

3 MR. BASNAR: Move to adjourn.

4 MS. EAKON: Just -- oh, go ahead, but I do have an administrative concern, so don't rush off after the meeting, please.

7 MR. EWAN: Okay. Anybody else wish to make comments here? If not, I'll just close the comments period and -- do we have any other item on the agenda?

10 MS. EAKON: It looks like we have covered everything that was on the agenda.

12 MR. EWAN: Any other business that should come before the Council? We already set the meeting date kind of generally for the third week, is it? Third week in February? And next year October. So .....

16 MR. KOMPCKOFF: I'll second Lee's motion.

17 MR. EWAN: Oh, did somebody make a motion? I didn't hear. Did you make a motion?

19 MR. BASNAR: Yeah. I moved to adjourn.

20 MR. EWAN: I'm sorry. I didn't hear it.

21 MR. BASNAR: Nobody seconded it until now.

22 MR. EWAN: Will you re- -- will you make a motion again?

24 MR. BASNAR: Okay. Move to adjourn.

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1 MR. EWAN: The motion is seconded to adjourn.  
2 Any objections? There's no objection. The meeting is  
3 adjourned.

4 (END OF PROCEEDINGS)

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STATE OF ALASKA )

I, Meredith L. Downing, Notary Public in and for the State of Alaska and Reporter for R & R Court Reporters, Inc., do hereby certify:

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9            THAT the transcript is a true and correct transcript  
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11            THAT I am not an employee, attorney, or party  
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12 DATED at Anchorage, Alaska, this 22nd day of September,  
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Notary Public in and for Alaska  
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